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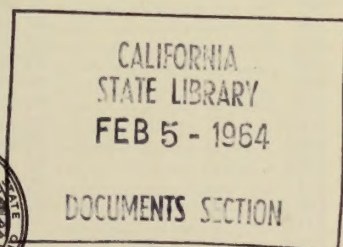
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Volume 1

Journal of the Senate

Legislature of the State of California

1963 Regular Session

January Seventh to June Twenty-first



HON. GLENN M. ANDERSON
President of the Senate

HON. HUGH M. BURNS
President pro Tempore

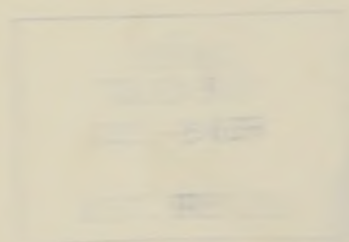
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Secretary

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Volume 1

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CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIRST LEGISLATIVE DAY

FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, January 7, 1963

The hour of 12 o'clock m. having arrived, Hon. Glenn M. Anderson, President of the Senate, in accordance with Article IV, Section 2, of the Constitution of the State of California, called the Senators to order and announced that the 1963 Regular Session of the Legislature of the State of California was about to convene, and informed the Senators that the Officers of the Senate during the 1961 Regular Session of the Legislature, J. A. Beek, Secretary; John F. Lea, Minute Clerk; and Percy H. Kenealy, Sergeant at Arms, were in their respective places in the Senate Chamber as required by Section 9150 of the Government Code.

PRAYER

By invitation of the President, the following prayer was offered by Rev. Father Keith Kenny, of the Catholic Youth Organization, Sacramento Diocese.

Almighty and Eternal Lord, whose bounteous hand has so magnanimously endowed our State with breathless beauty and verdant fertility, we beg Thee to be equally generous in endowing those called to guide this sovereign State to her destiny.

Today, this legislative body once again is assembled to be about the business of state. Make us ever mindful, O God, of our responsibilities here, for more than ever before we need Your guidance and Your assistance now, as the eyes of the world behold us today, the greatest State of the greatest nation in the world of the free. As this Senate goes now, so marches the world.

Give us then far-sighted wisdom, a keen sense of justice, unfaltering courage, tireless dedication, and complete humility; so that in all our deliberations, we will ever be the true servants of the peoples of this State, diverse in ethnic origin, in language, and in creed, but free Californians all.

Lord, bless this Senate, our Governor, this Legislature, these mountains, valleys and shores, this people, this California. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senate Arnold led the Senate in the pledging of allegiance to the Flag.

"I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation, under God, indivisible, with liberty and justice for all."

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Lieutenant Governor Anderson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to

Miss Melinda Anderson and Mr. Glenn Michael Anderson, daughter and son of Lieutenant Governor Anderson.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Antonio Polvorosa of San Leandro.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joseph and Loretta Sullivan of Ventura, and Jack and Catherin Wood, also of Ventura.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. Fred Moran.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Michael Morgan of Upland, Mrs. Mae Stover, and Mrs. Jeff Montgomery.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Richard Donnelly of Montclair.

On request of Senators Rodda and Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Cradoc Rees of Los Angeles County, parents of Senator Tom Rees.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Joseph A. Beek of Newport Beach.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Laura Hulse, wife of former Senator Hulse of Imperial County.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Floyd Giles, Mr. Emil Steinegger, Mr. Leslie Pryde, Mr. Bill Aldridge, all members of the Board of Supervisors of Butte County; Mr. Charles Andrews and Mr. George Cading of the County Counsel; and County Administrator George Gaekle.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Ruskavitch of Atascadero and Mr. Clell Wheelchel of San Luis Obispo.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Fred Farr of Carmel, and Mr. Neil Van Winkle of Merced.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rev. Ralph Bolick, Mr. Wesley Tulleys, and Mrs. Walter W. Stiern, all of Bakersfield.

On request of Senator William Symons, Jr., the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Audrey Symons of Laws, California.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Harold McGrath of Santa Rosa.

On request of Senators Rattigan and Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Edwin J. Regan of Weaverville.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Esther Sturgeon of Paso Robles.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. James Cobey, Chris Cobey, and Lisa Cobey, all of Merced.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Minnie Coyle and Mrs. Henry Ragsdale of Monterey; Mr. and Mrs. Chester Coulter of Carmel; Carol Coyle of Monterey; and Father Stapleton of Pacific Grove.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Eleanor M. Rattigan of San Francisco; Miss Catharine Rattigan, Miss Anne Rattigan, and Mr. Michael A. Rattigan, all of Santa Rosa.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Joseph A. Rattigan of Santa Rosa; and Pat Coyle of Redding.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Bonnie Petersen, and Mr. and Mrs. A. B. Broadus, all of Ukiah.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rev. I. E. Metcalf and Dr. Galen L. Rose of Sacramento; also Mrs. Herbert Reinl.

On request of Senator Hugh Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Aaron Quick, wife of Senator Quick.

On request of Senator Stan Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests: Mrs. Stan Pittman, Miss Claire Pittman, Mr. David Pittman, and Mr. Warren Pittman, all of Oroville; Mr. and Mrs. C. Hurlburt, Willows; Mr. and Mrs. Tom Ratliff, Glenn; Mr. and Mrs. Tex Grissom, Mr. and Mrs. E. L. Gibson, Mrs. E. L. Gibson, Sr., Miss Cathy Gibson, and Mr. E. L. Gibson, III, of all of Oroville; Supervisor Leslie Pryde, Gridley; Supervisor Emil Steinegger, Paradise; Supervisors Floyd Giles and Wm. Alldredge, of Chico; and County Administrator George Gackle and County Counsel Charles Andrews, of Oroville.

REQUEST FOR UNANIMOUS CONSENT

Senator Burns asked for, and was granted, unanimous consent for photographers to take pictures during the swearing-in ceremonies.

CERTIFICATES FROM SECRETARY OF STATE

By direction of the President, the Secretary read the following certificates of duly elected Senators of the 1963 Regular Session of the Legislature of the State of California:

STATE OF CALIFORNIA OFFICE OF THE SECRETARY OF STATE, SACRAMENTO

I, FRANK M. JORDAN, Secretary of State of the State of California, hereby certify:

That according to the records of my office, the membership of the Senate of the Legislature of the State of California to convene January 7, 1963, is composed of the persons whose names and districts are hereinafter set forth:

That the twenty persons whose names first appear were duly elected to the office of State Senator from the even-numbered senatorial districts at the November 6, 1962, General Election;

That the twenty persons whose names are listed thereafter are the duly qualified holdover State Senators from the odd-numbered senatorial districts:

<i>State Senators-elect</i>	<i>District</i>	<i>County or Counties</i>
Randolph Collier	2nd	Del Norte, Siskiyou
Frank S. Petersen	4th	Lake, Mendocino
Stan Pittman	6th	Butte
Virgil O'Sullivan	8th	Colusa, Glenn, Tehama
Harold T. Sedgwick	10th	Sutter, Yuba
Joseph A. Rattigan	12th	Sonoma
"J" Eugene (Gene) McAteer	14th	San Francisco
John W. Holmdahl	16th	Alameda
Clark L. Bradley	18th	Santa Clara
Alan Short	20th	San Joaquin
Hugh P. Donnelly	22nd	Stanislaus
James A. Cobe	24th	Madera, Merced
Stephen P. Teale	26th	Calaveras, Mariposa, Tuolumne
William "Bill" Symons, Jr.	28th	Alpine, Inyo, Mono
Hugh M. Burns	30th	Fresno
Howard Way	32nd	Tulare
Walter W. Stiern	34th	Kern
Eugene G. Nisbet	36th	San Bernardino
Thomas M. Rees	38th	Los Angeles
Jack Schrade	40th	San Diego
<i>State Senators-Hold-over</i>	<i>District</i>	<i>County or Counties</i>
Stanley Arnold	1st	Lassen, Modoc, Plumas
Carl L. Christensen, Jr.	3rd	Humboldt
Edwin J. Regan	5th	Shasta, Trinity
Ronald G. "Ron" Cameron	7th	Nevada, Placer, Sierra
John C. Begovich	9th	Amador, El Dorado
Samuel R. Geddes	11th	Napa, Yolo
John F. (Jack) McCarthy	13th	Marin
Luther E. Gibson	15th	Solano
George Miller, Jr.	17th	Contra Costa
Albert S. Rodda	19th	Sacramento
Richard J. Dolwig	21st	San Mateo
Donald L. Grunsky	23rd	San Benito, Santa Cruz
Fred S. Farr	25th	Monterey
Robert D. Williams	27th	Kings
Vernon L. Sturgeon	29th	San Luis Obispo
Alvin C. Weingand	31st	Santa Barbara
Robert J. Lagomarsino	33rd	Ventura
John A. Murdy, Jr.	35th	Orange
L. M. "Lee" Backstrand	37th	Riverside
Aaron W. Quick	39th	Imperial

IN WITNESS WHEREOF, I hereunto set my hand and affix the Great Seal of the State of California this 17th day of December, 1962.

SEAL

FRANK M. JORDAN, Secretary of State

RESOLUTIONS

The following resolution was offered:

By Senator Collier:

Senate Resolution No. 1

Resolved, That the holdover Senators take their seats, and that the Senators-elect proceed to the bar of the Senate, and take their oath of office on the certificate furnished by the Secretary of State.

Resolution read, and adopted on motion of Senator Collier.

ROLL CALL OF HOLDOVER SENATORS

The President directed the Secretary to call the roll of holdover Senators.

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Cameron, Christensen, Dolwig, Farr, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Miller, Murdy, Quick, Regan, Rodda, Sturgeon, Weingand, and Williams—20.

ROLL CALL OF SENATORS-ELECT

The President directed the Secretary to call the roll of Senators-elect. The roll was called, and the following answered to their names:

Senators Bradley, Burns, Cobey, Collier, Donnelly, Holmdahl, McAteer, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Symons, Teale, and Way—20.

OATH OF OFFICE ADMINISTERED

The Senators-elect, as their respective districts were called, then came forward, presented their certificates of election, and each took and subscribed to the constitutional oath of office, as set forth in Article XX, Section 3 of the Constitution of the State of California, administered by the Honorable Paul Peek, Associate Justice of the Supreme Court of the State of California.

Whereupon the President announced their qualification, and declared that quorum of all Senators was present.

TEMPORARY ORGANIZATION EFFECTED

Temporary organization having been effected, the President put the question, "What is the pleasure of the Senate?"

ROLL CALL

The President called the Senate to order, and directed the Secretary to call the roll.

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

RESOLUTIONS

The following resolutions were offered:

By Senator Petersen:

Senate Resolution No. 2

Resolved, That the Senate do now proceed to the election of the following statutory officers in the order named:

President pro Tempore;
Secretary of the Senate;
Sergeant at Arms;
Minute Clerk; and
Chaplain

Resolution read, and adopted on motion of Senator Petersen.

By Senator Begovich:

Senate Resolution No. 3

Resolved by the Senate of the State of California, That Hugh M. Burns be and he is hereby elected President pro Tempore of the Senate; that J. A. Beek be and he is hereby elected Secretary of the Senate; that P. H. Kenealy be and he is hereby elected Sergeant at Arms of the Senate; that John F. Lea be and he is hereby elected Minute Clerk of the Senate; that Father Keith Kenny be and he is hereby elected Chaplain of the Senate.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

Ayes—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Surgeon, Symons, Teale, Way, Weingand, and Williams—40.

Noes—None.

OATH OF OFFICE ADMINISTERED

The newly elected Officers of the Senate, Senator Hugh M. Burns, President pro Tempore; J. A. Beek, Secretary; John F. Lea, Minute Clerk; Percy H. Kenealy, Sergeant at Arms; and Rev. Father Keith Kenny, Chaplain of the Senate, appeared at the bar of the Senate where the constitutional oath of office, as set forth in Article XX, Section 3, of the Constitution of the State of California, was administered to them by the Honorable Paul Peek, Associate Justice of the Supreme Court of the State of California.

By Senator Dolwig:

Senate Resolution No. 4

Resolved, That the following members be and the same are hereby elected members of the Senate Committee on Rules:

Senators Arnold, McCarthy, Murdy, and Teale.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

Ayes—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Surgeon, Symons, Teale, Way, Weingand, and Williams—40.

Noes—None.

By Senator Burns:

Senate Resolution No. 5

Resolved by the Senate of the State of California, That the following Rules be and the same are hereby adopted as the Permanent Standing Rules of the Senate for the 1963 Regular Session.

PERMANENT STANDING RULES OF THE SENATE

Convening and Sessions

Hours of Meeting

1. The Senate shall meet at 3 p.m., daily, except Sundays, unless otherwise ordered by the Senate.

Calling to Order

2. The President, President pro Tempore, or senior member present, shall call the Senate to order at the hour stated, and if a quorum be present shall proceed with the order of business.

Attendance of Members

3. No Senator shall absent himself from attendance upon the Senate without leave first obtained. A less number than a quorum of the Senate is hereby authorized to send the Sergeant at Arms, or any other person, for any and all absent Senators at the expense of such absent Senators, respectively, unless such excuse for nonattendance as shall be made to the Senate when a quorum is convened, shall be judged sufficient, and in that case the expense shall be paid out of the Contingent Fund of the Senate. The President or Acting President of the Senate, or less than a quorum present, shall have the power to issue process directly to

the Sergeant at Arms, or to any other person, to compel the attendance of Senators absent without leave. Any Senator who shall refuse to obey such process unless sick or unable to attend, shall be deemed guilty of contempt of the Senate, and the Sergeant at Arms, or any other person, to whom such process may be directed, shall have power to use such force as may be necessary to compel the attendance of such absent Senator, and for this purpose he may command the force of the county, or of any county in the State.

Order of Business

4. The order of business shall be as follows:

1. Roll Call.
2. Prayer by the Chaplain.
3. Leaves of Absence.
4. Privileges of the Floor.
5. Communications and Petitions.
6. Messages from the Governor.
7. Messages from the Assembly.
8. Reports of Committees.
9. Motions, Resolutions and Notices.
10. Introduction and First Reading of Bills.
11. Special Orders.
12. Unfinished Business.
13. Consideration of Daily File.
14. Announcement of Committee Meetings.
15. Adjournment.

Executive Sessions

5. When a motion is adopted to close the doors of the Senate, on the discussion of any business which may, in the opinion of the Senate, require an executive session, the President shall require all persons, except the Senators, President of the Senate, Secretary, Minute Clerk, and Sergeant at Arms, to withdraw, and during the discussion of said business the doors shall remain closed. Every Senator and officer present shall keep secret all matters, and proceedings concerning which secrecy shall be enjoined by order of the Senate.

Officers of the Senate

The President

6. The Lieutenant Governor shall be the President of the Senate. He shall have a casting vote when the vote is equally divided and his vote will decide the issue.

The President shall maintain order in the Senate Chamber and in case of a disturbance or disorderly conduct in the lobbies, the President (or Chairman of the Committee of the Whole) shall have the power to order the same cleared.

The President pro Tempore

7. The President pro Tempore shall, in the absence of the President, take the chair and call the Senate to order, at the hour of the meetings of the Senate, and shall have the same powers as the President.

It shall be the particular responsibility of the President pro Tempore to secure the prompt and businesslike disposition of bills and other business before the Senate.

The Vice Chairman of the Committee on Rules shall, in the absence of the President pro Tempore, perform the duties, and have all powers and authority of the President pro Tempore.

Presiding by Senators

8. The President pro Tempore of the Senate may name any Senator to perform the duties of the Chair in the absence of the President. The Senator so named shall be vested, during such time, with all the powers of the President.

Secretary of Senate

9. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, read all bills, amendments, resolutions, and all papers ordered read by the Senate or the presiding officer.

He shall superintend all printing and clerical work to be done for the Senate and shall have supervision over all attachés and employees of the Senate. He shall assign, reassign or transfer all attaches or employees to their respective duties.

He shall certify to and transmit to the Assembly all bills, joint and concurrent resolutions, constitutional amendments and papers requiring the concurrence of the Assembly, immediately after their passage or adoption by the Senate.

He shall also keep a correct Journal of the proceedings of the Senate, and shall notify the Assembly of the action by the Senate on all matters originating in the Assembly, and requiring action on the part of the Senate.

The Secretary of the Senate shall have custody of all bills, documents, papers and records of the Senate and shall not permit any such bills, records or papers to be taken from the desk or out of his custody by any person, except in the regular course of the business of the Senate.

All employees on the payroll of the Senate are employees of the Senate and not of individual members and they are under the direct control of the Secretary of the Senate. Any insubordination or inefficiency on the part of any employees shall be reported by the Secretary to the Committee on Rules or if a Committee on Attachés be appointed, then to that committee.

Expenditures of Secretary

9.5. All proposed expenditures by the Secretary of the Senate shall be subject to approval by the Senate Committee on Rules or its authorized representative pursuant to Standing Rule No. 13.1, including expenses for telephone service, telegraph service, supplies, rental of typewriters, illuminating resolutions, traveling expenses and any other incidental expenses in connection with conducting the business of the Senate and performing any duties imposed by law or by the rules or the resolutions of the Senate. Claims for any such expenses and claims for incidental expenses of the Senate heretofore incurred but for which payment has not been provided by any other resolution shall be submitted by the Secretary of the Senate to the Senate Committee on Rules or its authorized representative and such claims, if approved, shall be transmitted to the Controller for payment pursuant to this rule.

Legislative Analyst Designated as "Secretary"

9.7. Pursuant to a subdivision (d) of Section 9900 of the Government Code, the Legislative Analyst is hereby designated as the person embraced by the definition of "Secretary" set forth in that section.

Sergeant at Arms of the Senate

10. The Sergeant at Arms shall attend the Senate during all of its sittings, execute the commands of the Senate from time to time, together with all such process issued by authority thereof, as shall be directed to him by the President. The Sergeant at Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation, or otherwise making a noise to the disturbance of the Senate. The actual expenses for the Sergeant at Arms for every arrest, for each day's custody and releasement, and the traveling expenses for himself and special messenger going and returning shall be paid out of the Contingent Fund, and no other fees shall be paid him beyond his per diem. It shall also be the duty of the Sergeant at Arms to keep the accounts for pay and mileage of Senators.

The Sergeant at Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, Journals, Histories and Files, when printed, on the desks of Senators, at least one hour previous to the opening of the session.

Additional Duties

10.5. The Sergeant at Arms is authorized to procure such boxes, packing and other materials as are necessary to ship to the Members of the Senate at their various places of residence their bill files, books, stationery and other printed matter at the close of each session. All proposed expenditures by the Sergeant at Arms incurred pursuant to this rule or in performing any duties imposed by law or by the rules or resolutions of the Senate shall be subject to approval by the Senate Committee on Rules or its authorized representative pursuant to Standing Rule No. 13.1. All claims incurred by the Sergeant at Arms shall be submitted to said committee or its authorized representative and, if approved, shall be transmitted to the Controller for payment pursuant to this Rule.

Officers and Employees, Compensation; Approval

10.6. The Controller is hereby authorized and directed to draw his warrants in favor of the Secretary of the Senate, the Sergeant at Arms, and other officers and employees who render services to the Senate as certified weekly by the Senate Committee on Rules or by its authorized representative, from the fund set aside for the pay of officers and employees of the Senate at the rate of compensation certified by the committee or its representative, and the Treasurer is hereby directed to pay the same.

The Secretary of the Senate and the Sergeant at Arms shall approve and transmit to the Committee on Rules the claims for their compensation and for the compensation of their respective employees.

Expenditures After Final Adjournment

10.7. After final adjournment expenditures by the Secretary of the Senate or the Sergeant at Arms of the Senate for postage, express, freight charges, or other purposes for which cash payments are neces-

sary, shall be paid from funds allocated to the Senate Committee on Rules for such purpose, subject to approval by the Senate Committee on Rules or its authorized representative. The Controller shall draw warrants on the Contingent Fund of the Senate in favor of the Secretary of the Senate or the Sergeant at Arms for such expenditures only in the amount authorized by the Senate Committee on Rules or its authorized representative.

The Secretary of the Senate and the Sergeant at Arms shall file with the Committee on Rules or its authorized representative receipts or vouchers covering all expenditures made for such purposes, which shall be transmitted to the Controller by the committee or its authorized representative.

Committees of the Senate

Appointment of Committee

11. The Committee on Rules shall consist of the President pro Tempore of the Senate, who shall be the chairman of the committee, and four other Members of the Senate to be elected by the Senate.

The Committee on Rules shall appoint all other committees of the Senate unless otherwise directed by the Senate and shall designate a chairman of each committee so appointed and a vice-chairman of each standing committee.

In making committee appointments, the Committee on Rules shall give consideration to seniority, preference and experience; provided, however, that in making committee appointments, the Rules Committee shall, as far as practicable, give equal representation to all parts of the State.

The Senate Committee on Finance shall consist of four Senate Members of the Legislative Budget Committee and nine additional Members of the Senate appointed by the Committee on Rules.

Ten days before the commencement of any regular session of the Legislature, the Secretary of the Senate shall mail to each member a blank, in a form approved by the Rules Committee, on which the member may indicate his committee preferences and with such blank shall be mailed a stamped envelope addressed to the Rules Committee, care of the secretary, for the convenience of the member in returning such form with his preferences thereon. All such communications shall be retained by the secretary unopened and shall be delivered to the Rules Committee immediately upon the organization of the Senate.

Consideration of Appropriation Bills Before Enactment of Budget

11.1. Until the Budget Bill is finally enacted no standing committee shall report any appropriation bill to the Senate for passage except bills making appropriations for the salaries, mileage, and expenses of the Senate and Assembly, and emergency bills recommended by the Governor, whose letter of recommendation shall be produced before the committee before action is taken by the committee.

Standing Committees

12. The standing committees of the Senate, the number of members, and subjects to be referred to each are as follows:

1. Agriculture. 13 members. All bills amending the Agricultural Code and uncodified legislation relating to the same subject.

2. Business and Professions, 9 members. All bills amending the Business and Professions Code and uncodified legislation relating to the same subjects, except bills relating to horse racing or intoxicating liquors.

3. Education, 11 members. All bills amending the Education Code or relating to the University of California and any uncodified legislation relating to either.

4. Elections, 7 members. All bills amending the Elections Code or uncodified legislation relating to the same subject and constitutional amendments, after consideration by committees having jurisdiction of the appropriate subjects, for consideration of any question relating to submission to the voters.

5. Finance, 13 members. All appropriation bills, including the Budget Bill and claim bills but excepting appropriations from the funds of the Senate made by resolution.

6. Fish and Game, 11 members. All bills amending the Fish and Game Code, and uncodified legislation relating to the same subject.

7. Governmental Efficiency, 11 members. All legislation not specifically referred to another committee relating to:

- a. State policy
 - b. New state functions
 - c. State property
 - d. Reorganization
 - e. State employees
 - f. Horse racing or alcoholic beverages
 - g. All judges' salaries
8. Institutions, 7 members. All bills relating to the State Department of Mental Hygiene, or to institutions under its jurisdiction including:
- a. State hospitals
 - b. Home for the feeble-minded
 - c. Inebriate colonies
 - d. Institutions for delinquents
 - e. Home for the blind
 - f. Industrial workshops
 - g. Any other institutions of a similar nature; and all bills relating to the Youth Authority and to institutions under its jurisdiction.

9. Insurance and Financial Institutions, 9 members. All bills amending the Unemployment Insurance Code, the Insurance Code and Financial Code, all bills relating to the unemployed, all bills relating to workmen's compensation and insurance, and all bills amending the Corporate Securities Act, and any other legislation relating to these subjects.

10. Judiciary, 13 members. All bills amending the following codes:
- a. Civil Code
 - b. Code of Civil Procedure
 - c. Corporations Code, except for Corporate Securities Act
 - d. Probate Code
 - e. Penal Code
 - f. All statutes of a penal nature not related closely to a subject embraced in some other code.

11. Labor, 7 members. All bills amending the Labor Code and uncodified legislation relating to the same subjects except bills and uncodified legislation relating to workmen's compensation and insurances.

12. Local Government, 9 members. All bills relating to:

a. County government

b. Municipal corporations

c. Special assessment and other local districts when not regulated by the provisions of some other code and uncodified legislation on the above subjects.

13. Military and Veterans Affairs, 9 members. All bills amending the Military and Veterans Code and uncodified legislation relating to the same subjects.

14. Natural Resources, 11 members. All bills amending the Public Resources Code and uncodified legislation relating to mines and mining, oil, forestry, parks, and to the public domain.

15. Public Health and Safety, 7 members. All bills amending the Health and Safety Code and uncodified legislation relating to the same subjects.

16. Public Utilities, 7 members. All bills amending the Public Utilities Code and other uncodified legislation relating to the same subject.

17. Revenue and Taxation, 11 members. All bills amending the Revenue and Taxation Code, and other uncodified legislation relating to state and county taxes.

18. Rules, 5 members. All proposed amendments to the Rules, and all resolutions relating to the business of the Senate which are not acted upon without reference to committee.

19. Social Welfare, 7 members. All bills relating to the Department of Social Welfare, aid to the aged, to the blind, to children, to the indigent and to other public assistance.

20. Transportation, 13 members. All bills amending the

a. Vehicle Code

b. Streets and Highways Code

c. Harbors and Navigation Code

d. Uncodified legislation relating to the same subjects or to aviation.

21. Water Resources, 13 members. All bills amending the Water Code, and uncodified legislation relating to the same subject.

The standing committees of any general session shall be the standing committees of succeeding budget, special or extraordinary sessions unless otherwise ordered by the Senate.

Senate Permanent Fact Finding Committees

12.5. Thirteen Senate Permanent Fact Finding Committees hereinafter described are hereby created pursuant to Section 37 of Article IV of the California Constitution.

Whenever the Senate or a standing committee thereof recommends that the subject matter of a bill be referred to a fact finding committee for interim study, or a Member of the Senate requests in writing that a study be made, the Committee on Rules may assign such study to the Permanent Fact Finding Committee to which the general subject matter involved in the study has been allocated by this rule. The Permanent Fact Finding Committee to which such an assignment is made is authorized and directed to ascertain, study and analyze all facts relating

to or bearing upon the subject so assigned including, but not limited to, the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating thereto, and to report thereon to the Senate, including in its report its recommendations for appropriate legislation. When a specific study has been assigned as herein provided, the Committee on Rules may, in writing, authorize the extension of the study to any closely related subject which the Committee on Rules deems to be sufficiently connected with the matter originally assigned.

Each such committee shall consist of the number of Members of the Senate determined and appointed by the Senate Committee on Rules. The chairman and vice chairman of each committee shall be appointed by the Committee on Rules, except that the President pro Tempore of the Senate shall be chairman of the General Research Committee. After the first appointments are made, new appointments shall be made at the close of each subsequent general session. Vacancies occurring in the membership of each committee shall be filled by the appointing power.

Each such committee has continuous existence until such time as its existence is terminated by resolution adopted by the Senate, and each such committee is authorized to act both during and between sessions of the Legislature, including any recess.

Each such committee shall file a final report with the Senate by not later than the 13th calendar day of each general session.

Each such committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate, which provisions are incorporated herein and made applicable to said committees and their members. Except for the General Research Committee a majority of the members appointed to each committee shall constitute a quorum of the committee, and except for the General Research Committee no subcommittee shall be appointed consisting of less than a quorum of the committee.

Each such committee has the following additional powers and duties:

(a) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(c) To meet and act at any place within the State of California and, when authorized to do so in writing by the Senate Committee on Rules, to meet and act outside the State carrying out its duties.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

The committees created by this resolution and the subjects allocated to them are:

(1) The Fact Finding Committee on Agriculture is allocated the subject matter embraced in the Agricultural Code and uncodified legislation on the same subject.

Any state agency which proposes the expenditure of any state funds for capital outlay providing for plans, specifications, construction or purchase of new facilities which are to be used for agricultural purposes shall first submit such proposals to the Fact Finding Committee on Agriculture to enable such committee to review and inspect such facilities, equipment or items and to report thereon to the Director of Finance. The Department of Finance shall consider the recommendations of the committee in approving or disapproving any such expenditures in order that any resulting economies may be reflected as soon as practicable.

(2) The Fact Finding Committee on Business and Commerce is allocated: the subject matter embraced in the Business and Professions Code; the subject matter embraced in the Unemployment Insurance Code, the Insurance Code, the Financial Code, and in uncodified statutes relating to the unemployment, and in the Corporate Securities Act; and uncodified laws relating to said subject matter.

(3) The Fact Finding Committee on Education is allocated the subject matter embraced in the Education Code and in laws relating to the University of California, and uncodified legislation on both subjects.

(4) The Fact Finding Committee on Governmental Administration is allocated: the subject matter embraced in the Elections Code; the subject of problems and legislative proposals involving state policy, new state functions, state property, government reorganization, state employees, and judges' salaries; and the subjects of the Department of Mental Hygiene and Institutions under its jurisdiction including state hospitals, homes for feeble-minded, inebriate colonies, institutions for delinquents, homes for the blind, industrial workshops, similar institutions; and the Youth Authority and institutions under its jurisdiction.

(5) The Fact Finding Committee on Judiciary is allocated the subjects embraced in the Civil Code, the Code of Civil Procedure, the Corporations Code (excepting the Corporate Securities Act), the Probate Code, and the Penal Code, and all statutes of penal nature not related closely to a subject embraced in some other code.

(6) The Fact Finding Committee on Labor and Welfare is allocated the subject matter embraced in the Labor Code, the Military and Veterans Code, and uncodified legislation on these subjects, as well as problems and proposed legislation relating to the Department of Social Welfare, aid to the aged, to the blind, to children, to the indigent and to other public assistance.

(7) The Fact Finding Committee on Local Government is allocated the subject of county government, municipal corporations, and special assessment and other local districts when such districts are not regulated by the provisions of some other code; and in addition the subject of uncodified legislation relating to these matters.

(8) The Fact Finding Committee on Natural Resources is allocated: the subject matter embraced in the Public Resources Code and uncodified legislation relating to mines and mining, oil, forestry, parks and the public domain; and the subject matter embraced in the Fish and Game Code and uncodified laws on that subject.

(9) The Fact Finding Committee on Public Health and Safety is allocated the subject matter embraced in the Health and Safety Code and uncodified legislation on the same subject.

(10) The Fact Finding Committee on Revenue and Taxation is allocated: the subject matter embraced in the Revenue and Taxation Code and other laws relating to state and county taxes; and the subject matter of state finances and appropriations.

(11) The Fact Finding Committee on Transportation and Public Utilities is allocated the subject matter embraced in the Public Utilities Code, the Vehicle Code, the Streets and Highways Code, the Harbors and Navigation Code, and in uncodified laws germane thereto, and the subject matter on highway user taxes and fees.

(12) The Fact Finding Committee on Water Resources is allocated the subject matter embraced in the Water Code and uncodified laws relating to water resources.

(13) The General Research Committee, consisting of 40 members, is allocated all subjects within the scope of legislative regulation and control but shall not undertake any investigation which another committee has been specifically requested or directed to undertake. The General Research Committee may act through subcommittees appointed by the Senate Committee on Rules and such subcommittees may act only on the particular study or investigation assigned by the Senate Committee on Rules to such subcommittees. Each member of the General Research Committee is authorized and directed to receive and investigate requests for legislative action made by individuals or groups and to report thereon to the full committee.

The Senate Committee on Rules is authorized to allocate to any such subcommittee from the Contingent Funds of the Senate such sums as the Committee on Rules deems necessary to complete the investigation or study conferred upon that subcommittee. The Senate Committee on Rules shall further allocate, from time to time, to the General Research Committee from the Contingent Funds of the Senate such sums as are necessary to permit the General Research Committee and the members thereof to carry out the duties imposed on them.

Resignation of Investigating Committee Member

12.6. A member of an investigating committee may, during the interim between sessions of the Legislature, resign from such committee by transmitting to the Senate Committee on Rules his written resignation and transmitting a copy thereof to the chairman of the committee from which he is resigning. Such resignation shall be effective for all purposes upon receipt thereof by the Committee on Rules.

Committee on Rules

13. The Committee on Rules is charged with the general responsibility for the administrative functioning of the Senate. The committee shall have general charge of the books, documents and other papers and

property of the Senate and shall see that the same are properly kept, cared for, filed or otherwise disposed of in accordance with law and the rules applicable thereto. The committee shall also have the duty of making studies and recommendations designed to promote, improve, and expedite the business and procedure of the Senate and of the committees thereof, including investigating committees consisting wholly or in part of Members of the Senate, and of proposing any amendments to the rules deemed necessary to accomplish such purposes.

The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular general session and shall have the same powers and duties as while the Senate is in session. The committee shall have the authority to fill vacancies in any Senate committee or in the Senate membership of any joint committee.

In dealing with any matter within its jurisdiction the committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members.

The committee may make available to any Senate or joint committee or any Member of the Senate such assistance in connection with the duties of the committee or other legislative matters as the personnel under the direction of the committee or its other facilities permit.

The committee shall make available to and shall furnish to the Senate investigating committees created at this regular session and to each of the members thereof such secretarial and stenographic help as may be reasonably necessary for such committees and each of the members thereof to make and carry on the studies and investigations required by or of them by the resolutions creating such committees, and for such purpose, in addition to any other power or authority, the Committee on Rules may employ such additional stenographic and secretarial assistants as may be necessary, assign and reassign such assistants, prescribe the amounts, times and methods of payment of their compensation, and provide for the auditing of any and all records and accounts in respect thereto.

The Committee on Rules shall constitute the Committee on Introduction of Bills and shall have charge of engrossment and enrollment of bills, contingent expenses of the Senate and legislative printing except insofar as these functions are delegated to the Secretary of the Senate. The Senate Committee on Rules shall have charge of the attaches unless a Committee on Attaches is appointed.

The rooms, passages, and buildings set apart for the use of the Senate shall be under the direction of the Committee on Rules and the committee may assign the press desks in the Senate Chamber to accredited newspaper representatives.

Executive communication of nominations sent by the Governor to the Senate for confirmation shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, without debate.

The Senate Committee on Rules shall, at each general session, appoint a Member of the Senate to serve on the Judicial Council and shall have the authority in the interim between general sessions to fill any vacancy in such position that occurs during such interim.

Expenses of Senate Committees

13.1. All claims for expenses incurred by interim investigating committees of the Senate shall be approved by the Committee on Rules or its authorized representative, before such claims are presented to the Controller.

All proposed expenditures, other than expenditures of the funds of an interim investigating committee, shall be approved by the Committee on Rules or its authorized representatives before such expenses are incurred, unless such expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it.

No warrant shall be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with the provisions of this rule.

The Committee on Rules may adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Senate interim investigating committees and regulating the terms and conditions of employment of such employees. Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairman of every such investigating committee.

Alteration, Repair, Improvement to Senate

13.2. Pursuant to the powers vested in the Senate Committee on Rules, and during such time as the Senate is not in session, the committee is authorized and directed to incur and pay such expenses of the Senate not otherwise provided for as the committee determines are reasonably necessary, including the repair, alteration, improvement and equipping of the Senate Chamber and the offices provided for the Senate in the State Capitol.

In order to avoid unanticipated reversions of appropriations for contingent expenses, the Senate Committee on Rules may designate the appropriation from which payment shall be made pursuant to allocations to interim committees or for other purposes. If there should be insufficient money available in any such appropriation to pay all claims pursuant to allocations charged against it, the committee shall designate another appropriation from which such allocations shall be paid.

Rooms and Property of Senate

13.3. The Senate Committee on Rules is responsible for the safekeeping of Senate property after adjournment of each session until the Senate shall reconvene again. The Chief of the Bureau of Buildings and Grounds is directed to leave the Senate Chamber and all the committee rooms and other rooms used by the Senators and officers of the Senate in such condition that they will be available for the use of the Senate at any time; and it is further directed that no persons other than the members, officers and the attaches of the Senate be permitted to occupy or use the offices, committee rooms and other rooms now occupied by the Senate without permission as hereinafter provided, and that the desks, furniture, and other equipment of the Senate be at the disposal of the Senate Committee on Rules upon adjournment of each session and until the Senate shall reconvene, and that no person except Members of the

Senate be permitted to occupy any of the Senate's offices or make use of Senate equipment without permission of the committee or its authorized representative.

Inventory of Senate Property

13.4. The Senate Committee on Rules is authorized and directed, through its authorized representative, to make and maintain a complete inventory of all property of the Senate, including all such property in the possession or control of any Senate interim committee. The Committee on Rules shall have custody and control of all such property of the Senate and shall adopt such rules or orders as it may determine are necessary relating to the purchase, care, custody and use or disposal thereof.

No furniture, equipment, or other property, other than supplies, shall be purchased by any Senate interim committee unless prior approval is obtained from the Senate Committee on Rules or its authorized representative.

STATUS OF STANDING RULES FOR PRECEDING GENERAL SESSION

13.5. The adoption of the Standing Rules for any budget session or special session shall not be construed as modifying or rescinding the Standing Rules of the Senate for the preceding general session, nor as affecting in any way the status or powers of the interim committee created by those rules.

Contingent Expense Fund

13.6. The Senate Committee on Rules is the committee provided for in Section 9126 of the Government Code. The balance of all money in the Senate Contingent Fund, including money now or hereafter appropriated by the Legislature, except such sums as are specifically made available for purposes other than the expenses of designated interim committees, is hereby made available to the Senate Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Senate or joint resolution.

The Senate Committee on Rules is authorized to allocate to the Senate Standing Committee on Finance from the Contingent Funds of the Senate such sums as the Committee on Rules deems necessary to enable the Committee on Finance to consider the Budget Bill during the recess authorized to be taken for that purpose at a Budget Session. The money made available by this rule includes such sums as are specifically made available by the Senate for the expenses of designated interim committees.

Schedule of Committee Meetings

14. The Committee on Rules shall propose to the Senate such schedules for regular meetings of the standing committees as will permit a full attendance of their members without conflict of committee engagements.

The committee may also propose such special committee meetings or special schedules of committee meetings as will facilitate the business of the Senate. Such schedules may provide a special schedule of com-

mittee meetings or upon certain days of the week or to meet any special condition which may arise.

Quorum of Standing Committees

15. Each standing committee shall determine (a) its own quorum, and (b) the number of votes necessary to take any action upon any bill, resolution, or other matter referred to it, but at least a majority of all members constituting such committees shall be required to report a bill out of committee.

Powers of Standing Committees

16. Each standing committee of the Senate to which a proposed law or bill is assigned shall have full power and authority during the session of the Legislature or any recess thereof, to make such investigation and study of and concerning any such proposed law or bill as such committee shall determine necessary to enable it to properly enact thereon.

In the exercise of the power granted by this Rule, each committee may appoint a secretary and adopt such rules as may appear necessary and proper to carry out the powers granted and duties imposed under this Rule. It may employ such clerical, legal and technical assistants as may appear necessary when money has been made available therefor by the Senate.

Each standing committee is authorized and empowered to summon and subpoena witnesses, require the production of papers, books, accounts, reports, documents, records and papers of every kind and description, to issue subpoenas and to take all necessary means to compel the attendance of witnesses and to procure testimony, oral and documentary.

The members of such committees are, and each of them is, authorized and empowered to administer oaths, and all of the provisions of Chapter 4 of Part 1, Division 2, Title 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, shall apply to such committees.

The Sergeant at Arms of the Senate, or other person designated by the Sergeant at Arms or by the committee, shall serve any and all subpoenas, orders and other process that may be issued by the committee, when directed to do so upon a vote of the majority of the membership of the committee.

All officers of this State, including the heads of each department, agency and subdivision thereof, and all employees of such departments, agencies and subdivisions, the Legislative Counsel, and all other persons whether connected with the State Government or not, shall give and furnish to these committees upon request such information, records and documents as the committees deem necessary or proper for the achievement of the purposes for which each standing committee was created.

Each standing committee may meet at the State Capitol and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it and may expend such money as may be made available by the Senate for such purpose; but no committee shall incur any indebtedness unless money shall have been first made available therefor.

Special Investigating Committees

17. Except as provided by these rules, no committee for the investigation of any special subject shall be appointed except pursuant to a resolution which shall be entered in the Journal and referred to the Committee on Rules, and which shall be approved by a vote of a majority of the members elected to the Senate. The subject and purpose of the investigation shall be expressed in the title of the resolution and the scope of the investigations shall be consistent with the subject and purposes so expressed. No such committee shall have authority to extend its investigations to subjects not so expressed, nor beyond the scope indicated in the resolution. Unless otherwise directed by the resolution any committee so authorized shall be appointed within 20 days after the adoption of the resolution.

Funerals

17.5. The chairman or vice chairman of the Senate Committee on Rules may designate any one or more of the Members of the Senate as a Senate interim committee to attend funerals in appropriate circumstances. The members so designated shall receive their actual and necessary expenses incurred in the performance of their duties or in lieu of such expenses the same allowances for accommodations and meals, and mileage as is provided by the Joint Rules for members of investigating committees.

The chairman or vice chairman of said Committee on Rules or any Member of the Senate designated by either of said officers may incur such expense as may be necessary for the purchase on behalf of the Senate of suitable floral pieces for any such funeral.

All expenses incurred pursuant to this resolution are hereby ordered to be paid out of the money allocated from the Contingent Fund of the Senate to the said Senate Committee on Rules and disbursed, after certification by the chairman or vice chairman of the committee, or by the committee's disbursing officer appointed and designated therefor by the committee, upon warrants drawn by the State Controller upon the State Treasurer.

No Committee Expenditures Permitted

18. No member of any committee shall be permitted to incur any expense chargeable to the Senate unless authorized by resolution of the Senate.

Printing of Reports

18.5. All requests for the printing of reports of Senate factfinding committees shall be by resolution.

No resolution for the printing of a report of a Senate factfinding committee shall be considered for adoption until it has been referred to the Committee on Rules. The Committee on Rules shall determine the number of copies needed; and whether or not the report shall be printed in the Journal. In no event shall more than 1,000 copies of any factfinding committee report be authorized by the Committee on Rules on the first printing, exclusive of the Journal copies, if the report is to be printed therein, unless the Committee on Rules finds and determines that there is a special need for that report in greater numbers.

Upon determination by the Committee on Rules that additional copies of a Senate factfinding committee report are required at any time following the first printing of the authorized number of copies, the Committee on Rules may authorize one or more additional printings in the numbers found by it to be necessary and may make funds available therefor.

The State Printer shall hold the type for each Senate factfinding committee report for a period of 90 days from the date of the first printing or for such time as the Committee on Rules deems necessary.

No Senate factfinding committee report shall contain more than 100 pages, including the front and back cover thereof and any appendix, unless a greater number of pages has been approved and authorized by the Committee on Rules.

Procedure and Rules

Joint and Concurrent Resolutions and Constitutional Amendments

19. Joint and concurrent resolutions and constitutional amendments shall be treated the same as bills; except, that they shall have but one official reading, which reading shall occur after they have been reported by committee.

Parliamentary Rules

20. In all cases not provided for by the Constitution, these Rules, or by the Joint Rules of Senate and Assembly the authority shall be Mason's Manual.

Suspension or Amendment of Rules

21. No standing rule of the Senate may be repealed or amended except upon an affirmative vote of a majority of the Members of the Senate, one day's notice being given, but any rule not requiring more than a majority vote may be temporarily suspended by a vote of a majority of the Members of the Senate. A rule requiring a two-thirds vote on any question may be amended only by a two-thirds vote on one day's notice, and a rule requiring a two-thirds vote may be temporarily suspended only by a two-thirds vote.

All proposed amendments to these rules shall, upon presentation, be referred to the Committee on Rules without debate.

Introduction and Reference of Bills

Introduction, First Reading, and Reference of Bills

22. Any Senator desiring to introduce a bill shall send it to the Senate desk.

The Committee on Rules shall check all Senate bills prior to introduction and all Assembly bills before reference to committee and shall designate the committees to which they shall be referred. The provisions of Rule 12 referring to the assignment of bills are intended as a guide to the committee but are not binding upon the committee.

Under the order of Introduction of Bills, the Secretary shall assign a number to each Senate bill, shall read it the first time, shall read the name of the committee to which the bill has been assigned by the Committee on Rules, and unless otherwise ordered by the Senate without debate the assignment of the bill shall then be complete and after printing the Secretary shall deliver the bills to the committee so designated.

Under the order of Messages from the Assembly the Secretary shall read each Assembly bill the first time, shall read the name of the committee to which the bill has been assigned by the Committee on Rules, and unless otherwise ordered by the Senate without debate the assignment of the bill shall then be complete and the Secretary shall deliver the bill to the committee so designated.

Digest of Bills Introduced

22.2. No bill shall be introduced unless it is contained in a cover attached by the Legislative Counsel and unless it is accompanied by a digest prepared and attached to the bill by the Legislative Counsel, showing the changes in the existing law which are proposed by the bill. If any bill is presented to the Secretary for introduction which does not comply with the foregoing requirements of this rule the Secretary shall return it to the member who presented it.

The digest shall be printed on the bill as introduced in distinctive type upon the lower part of the first page thereof.

Introduction of Bills by a Committee

23. Any committee may introduce a bill germane to any subject within the proper consideration of such committee in the same manner as any member.

Introduction of Bills at Special Sessions

24. Whenever at any special session a bill is received at the desk, under the order of Introduction of Bills, it shall be referred to the Committee on Rules which shall decide whether or not such bill can properly be considered at the session. If in the judgment of the Committee on Rules such bill can be considered it shall report it back and designate the committee to which it shall be assigned. Thereafter it shall be assigned a number by the Secretary, be read first time, and referred to the committee recommended by the Committee on Rules unless otherwise referred on motion without debate.

Senate Resolutions

25. All Senate resolutions upon being presented shall be given a number by the Secretary. Such resolutions shall be printed in the Journal and indexed in the History and Journal.

Bills in Committee

Committee Hearings

26. As soon as practicable after the commencement of the session the chairman of each committee shall prepare a schedule of hearings concerning bills referred to the committee. The schedule shall be arranged according to subjects insofar as may be convenient.

The schedules and any changes thereon shall be delivered to the Senate as soon as convenient in order that due notice may be given to persons interested in the legislation.

No bill shall be set for hearing, nor shall any notice thereof be published, by a Senate committee until the bill has been referred to the committee by the Committee on Rules of the Senate.

Substitute Committee Bills

27. A committee may amend into one bill related provisions germane to the subject and embraced within the title; and with the consent of

the author the committee may constitute such bill a committee bill by striking out of the heading of the bill the line "Introduced by" and the name of the author and substituting therefor "Substitute committee bill of the Committee on" and the name of the committee.

Withdrawal of Bills for Amendment

27.5. Upon request of the author of a bill on which no action has been taken other than the original reference to committee, the chairman of the committee to which the bill has been originally referred may, by his individual action taken independently of any committee meeting, cause the bill to be reported to the Senate with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and re-referred to the committee.

Recalling a Bill From Committee

28. The Senate may at any time by 21 votes recall a bill from committee.

Re-reference to Finance Committee

28.5. It shall be the duty of each standing committee to which a bill is referred to determine (1) whether the bill appropriates money, or (2) whether the bill would result in substantial expenditures of state money by (a) imposing new responsibilities upon the State or (b) new or additional duties upon a state agency or (c) liberalization of any state program, function or responsibility. If the standing committee so determines, the standing committee shall report the bill with the recommendation that the bill be referred to the Finance Committee, in addition to such other recommendations as the standing committee deems desirable.

Any member of the Senate may move to refer a bill to the Finance Committee, and the failure or refusal of the standing committee to recommend that the bill be referred to the Finance Committee shall not preclude such a motion by any member of the Senate.

Consideration of Bills

Order of Making Files

29. When bills are reported from committee they shall be placed upon the General File, to be kept by the Secretary as follows: All bills when reported to the Senate by the committee shall be placed at the foot of the Second Reading Senate or Assembly File, in the order in which the reports are made, and after the second reading they shall be placed at the foot of the Senate or Assembly Third Reading File, in the order of reading. Unless otherwise ordered by the Senate the File shall be taken up in the following order: Senate Second Reading File, Assembly Second Reading File and Senate Third Reading File, Assembly Third Reading File. The bills upon third reading shall be considered in the order in which they appear upon the File, unless otherwise ordered by the Senate.

An inactive file shall be kept to which bills may be transferred at the request of the author, or on motion, and they shall be so transferred when they have been passed on third reading file without action three successive times. Bills may be carried on the inactive file by author and bill number without setting for the title.

Bills may be transferred from the inactive file to the second reading file on motion, and after being read the second time such bills will take their place regularly on third reading file and be available for consideration and passage.

Notices of committee hearings shall be published in the File whenever presented by chairman of committees to the Secretary for that purpose. For such purpose bills will be identified by subject or by number.

Re-reference to Committee

29.1. Whenever the Assembly amends and passes a Senate bill the Legislative Counsel shall, within one day after the bill is passed by the Assembly, prepare and transmit to the Secretary of the Senate and to the Chairman of the Senate Committee on Rules, a brief digest summarizing the effect of the Assembly amendment. The Secretary of the Senate shall cause said digest to be printed in the Daily File immediately following any reference in said file to the bill covered by the digest. No such bill may be acted upon until said digest has been received. If the digest discloses that the Assembly amendment has made a substantial substantive change in the bill as first passed by the Senate the bill shall, on motion of the Chairman of the Senate Committee on Rules, be immediately referred to that committee for reference to an appropriate Senate standing committee.

Special Order

30. Any measure or subject may, by vote of a majority of those voting, be made a special order, and when the time fixed for its consideration arrives, the presiding officer shall lay it before the Senate.

Messages From the Governor or Assembly

31. Messages from the Governor or from the Assembly may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, or while a Senator is addressing the Senate.

Messages from the Governor or from the Assembly may be considered when indicated in the order of business or at any other time by unanimous consent or upon motion.

Engrossing Bills

32. All Senate bills, constitutional amendments and joint or concurrent resolutions shall be engrossed before final action is taken on them in the Senate. Engrossment shall consist of comparing the printed engrossed bill with the original bill introduced and any amendments adopted to ascertain that it is correct. When a bill is reported correctly engrossed it shall be substituted on the file for the original bill.

Enrolling Bills

33. All Senate bills shall be enrolled immediately following their final passage and receipt from the Assembly. An enrolled copy of every such bill, amendment or resolution shall be printed and examined to ascertain that it is a true and accurate copy of the measure as it was passed. It shall then be authenticated by the signatures of the President or President pro Tempore of the Senate and the Secretary or an Assistant Secretary of the Senate and by the corresponding officers of the Assembly and transmitted without delay to the Governor.

DEBATE**Statement of Motion**

34. No motion shall be debated until the same be distinctly announced by the President; and it shall be reduced to writing if desired by the President or any Senator, and read by the Secretary, before the same shall be debated.

Regulations as to Speaking

35. 1. When a Senator desires to address the Senate, he shall rise in his place, address the President, and when recognized he shall proceed to speak through the public address system.
2. No Senator shall speak more than twice in any one debate on the same day, and at the same stage of the bill, without leave; and Senators who have once spoken shall not again be entitled to the floor (except for explanation) so long as any Senator who has not spoken desires to speak.
3. When two or more Senators arise at the same time to address the Senate, the presiding officer shall designate the Senator who is entitled to the floor.
4. No Senator shall be interrupted when speaking, and no question shall be asked him except through the presiding officer.
5. The author of a bill, motion, or resolution shall have the privilege of closing the debate.

Order in Debate

36. When a Senator shall be called to order he shall sit down until the President shall have determined whether he is in order or not; and every question or order shall be decided by the President, subject to an appeal to the Senate by any Senator. If a Senator be called to order for words spoken, the objectionable language shall immediately be taken down in writing by the Secretary of the Senate.

Right to Address the Senate

37. No person other than a Member of the Senate or the President thereof, shall address the Senate while it is in session but the Senate may resolve itself into a Committee of the Whole and while sitting as such committee may be addressed by persons other than members.

Questions and Motions**Amendments to Bills**

38. When amendments to a bill are reported by a committee or offered from the floor, such amendments shall be submitted in quadruplicate.

Adoption of amendments to any bill in the Senate prior to third reading, other than by roll call, shall not preclude subsequent consideration in committee or on the third reading of the bill, of such amendments or any part thereof by the Senate.

Motion to Lay on the Table

39. When an amendment proposed to any pending measure shall be laid on the table, it shall not carry with it or prejudice such measure.

Division of a Question

40. If a question in debate contains more than one distinct proposition, any Senator may have the same divided.

The Previous Question

41. The previous question shall be put in the following form: "Shall the question be now put?" It shall require a majority vote of the Senators present; and its effect shall be to put an end to all debate except that the author of the bill or the amendment shall have the right to close, and the question under discussion shall thereupon be immediately put to a vote.

Call of the Senate

42. Upon a motion being carried for a call of the Senate, the President shall immediately order the doors to be closed, and shall direct the Secretary to call the names of the absentees as disclosed by the last previous roll call. Thereupon, no members shall be permitted to leave the Senate Chamber except by written permission of the President pro Tempore or in his absence of the presiding officer. Those members who are found to be absent and for whom no excuse or insufficient excuses are made, may, by order of those present, be taken into custody, as they appear, or may be sent for and then taken into custody by the Sergeant-at-Arms whenever found, or by special messenger to be appointed for that purpose. In the absence of a quorum, a majority of the members present may order a roll call of the Senate and compel the attendance of absentees in the manner above provided.

A call of the Senate may be ordered after the roll has been called and prior to the announcement of the vote.

No recess can be taken during a call of the Senate. During a call, the Senate may consider and transact any matter or business that the Senators then present shall unanimously decide to consider, but no call of the Senate shall be had during a call of the Senate, except that during a call which was ordered for the purpose of procuring sufficient attendance for the conduct of business of the Senate in general and not for any other purpose, such call may be made to apply also to not more than one item of business by motion made and adopted by a majority vote of the members present after the roll has been called and prior to the announcement of the vote on such item of business. Under such circumstances, when the call of the Senate is dispensed with as to the item of business to which it is so applied it shall be deemed dispensed with as to the purpose for which it was originally made. When a call of the Senate is ordered, pending the announcement of the vote upon the completion of a roll call, the pending roll call shall become unfinished business, the consideration of which shall be continued until further proceedings under the call of the Senate are dispensed with, when it will forthwith become the order of business before the Senate.

Reconsideration

43. On the day on which a vote has been taken on any question a motion to reconsider the vote may be made by any member.

The motion may be considered on the day made or on the succeeding legislative day but may not be further postponed without the concurrence of 27 members.

No vote on a Senate bill may be reconsidered on or after the last day fixed for the consideration of Senate bills prior to adjournment and no vote may be reconsidered on the last day of the session.

When reconsideration of the vote by which any bill was passed has been demanded the Secretary shall not transmit it to the Assembly until the demand has been disposed of or the time for reconsideration has expired, but if the bill has already been transmitted to the Assembly the demand for reconsideration shall be preceded by a motion to request the Assembly to return the bill. This motion shall be put to a vote immediately without debate and if not adopted shall preclude a demand for reconsideration.

A demand to reconsider the vote on any debatable question opens the main question to debate and the vote on the reconsideration shall be on the merits of such main question.

Voting by Senate

Rescinding

43.5. No action whereby a bill has been passed or defeated may be rescinded without the concurrence of 27 members.

Voting on Roll Call

44. Whenever a roll call is required by the Constitution or Rules, or is ordered by the Senate or demanded by three members, every member within the Senate shall without debate answer "Aye" or "No" when his name is called.

The names of members shall be called alphabetically.

No Senator shall be permitted to vote or change his vote after the announcement of the vote by the presiding officer.

Excused From Voting

45. When a Senator declines or fails to vote on call of his name he may, after completion of the roll call, and before the announcement of the vote be required to assign his reasons therefor, and having assigned them, the presiding officer shall submit the question to the Senate: "Shall the Senator, for the reasons assigned by him, be excused from voting?" which question shall be decided without debate. Unless the Senator is excused from voting he shall be required to vote.

Voting by Presiding Senator

46. When the President pro Tempore or any other Member of the Senate is presiding over the Senate he shall vote on roll call the same as though he were not presiding.

Vote Required

47. Unless otherwise required by the Constitution, the Joint Rules of the Senate and Assembly or by these Rules, any action which can be taken by the Senate requires only a majority vote of the Senate, a quorum being present.

The following actions require 30 votes:

1. To dispense with constitutional provision requiring 30 calendar day delay after introduction before a bill may be heard by any committee or acted upon by either house—(Constitution, Art. IV, Sec. 2).

The following actions require 27 votes:

2. To pass urgency measures—(Constitution, Art. IV, Sec. 1.).
3. To suspend constitutional provisions requiring reading bills on three several days—(Constitution, Art. IV, Sec. 15).

4. To pass bills over the Governor's veto—(Constitution, Art. IV, Sec. 16).
5. To increase or diminish the number of superior court judges or to remove judges—(Constitution, Art. VI, Secs. 9, 10).
6. To propose constitutional amendments or revision of the Constitution—(Constitution, Art. XVIII, Secs. 1, 2).
7. To change rate of taxation for state purposes—(Constitution, Art. XIII, Secs. 14, 16).
8. To authorize deposit of public money in banks—(Constitution, Art. XI, Sec. 16½).
9. To remove a member of the Public Utilities Commission—(Constitution, Art. XII, Sec. 22).
10. To change rates or conditions under the State Employees' Retirement System—(Constitution, Art. IV, Sec. 22a).
11. To propose change in location of state capital—(Constitution, Art. XX, Sec. 1).
12. To reconsider the vote by which a concurrent resolution proposing a constitutional amendment is defeated.
13. To rescind the action whereby a bill has been passed or defeated.
14. To suspend the Rule against lobbying in the Senate Chamber.
15. To concur in Assembly amendments to or to adopt a report of a Committee on Conference concerning constitutional amendments or bills which require 27 votes for passage.
16. To concur in any Assembly amendments to, or any conference report affecting, any Senate bill which contains an item or items of appropriation subject to reduction or elimination under the provisions of Section 34A of Article IV of the Constitution.

The following actions require 21 votes:

17. To amend or suspend the Rules.
18. To pass bills, unless under some other Rule a larger vote is required—(Constitution, Art. IV, Sec. 15).
19. To adopt a concurrent resolution approving a county or city charter or amendment thereto—(Constitution, Art. XI, Secs. 7½ and 8).
20. To adopt joint and concurrent resolutions.
21. To reconsider bills, joint and concurrent resolutions.
22. To confirm appointments by the Governor or to reconsider the same.
23. To recall a bill from committee.
24. To concur in Assembly amendments to or adopt a report of a Committee on Conference concerning concurrent or joint resolutions or bills which require 21 votes for passage.

Actions requiring 14 votes:

25. To reconsider a vote by which a concurrent resolution proposing a constitutional amendment was adopted.

Vote Required for Amendments

48. A constitutional amendment or bill requiring a vote of two-thirds of the members elected to the Senate for final adoption or passage may be amended by a majority of those voting.

Contents of Senate Journal**Proceedings to Be Printed**

49. The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered in the Journal as concisely as possible, care being taken to record a true and accurate account of the proceedings.

The Journal shall state the name of the Senator presenting each Assembly bill, concurrent or joint resolution or constitutional amendment to the Senate for final action.

Every vote of the Senate shall be recorded in the Journal. The committee vote on each bill reported back by a committee, and if a bill is signed out that fact shall also be recorded in the Journal.

Titles of Bills to Be Printed

50. The titles of all bills, joint and concurrent resolutions, and constitutional amendments when introduced and when acted upon by the Senate, and a brief statement of the contents of each petition, memorial or paper presented to the Senate shall be printed in the Journal.

Other Matters to Be Printed

51. Messages from the Governor (other than biennial messages and inaugural addresses) shall be printed in the Journal, unless otherwise ordered by the Senate.

Letters of transmittal presenting reports of interim committees and reports of such state departments and agencies as shall be made to the Senate pursuant to law or resolutions adopted by the Senate, shall be printed in the Journal, but the reports shall be printed in the Appendix to Journals unless otherwise directed by the Senate.

Duty of Secretary to Order Printing

52. It shall be the duty of the Secretary of the Senate and he is hereby directed during and between sessions of the Legislature to order for the Senate the necessary printing including stationery for the members, and to audit and approve all bills for printing to be charged to the Senate. The Secretary shall order from the State Printer such number of copies of bills, Journals, Histories, Files, forms, and other printing as shall be necessary.

It shall further be the duty of the Secretary to order bills and other legislative publications for which there is a demand printed before the supply of same shall become exhausted.

Printing Only on Written Orders; Rush Orders

53. The State Printer shall not charge any printing or other work to the Senate except as required by law unless he has a written order from the Secretary of the Senate prior to the beginning of the printing or other work. All printing orders by the Secretary shall be delivered as directed by him. The Secretary may, when necessity requires it, order from the State Printer such printing as he deems necessary to be printed in advance of the regular order of business, under specially prepared written order, to be known as a "Rush Order."

Form of Printing Amendments

54. When any bill of either house is amended it shall be immediately reprinted; new matter shall be printed in italics in the printed bill;

and matter to be omitted shall be printed in type bearing a single horizontal line through the center and commonly known as "strikeout" type. When a bill is enrolled, all such italics and "strikeout" type shall be omitted and the bill shall be printed in the usual roman type.

The Senate Chamber

Admission Within Bar to Senate

55. It shall be the duty of the Sergeant at Arms to prevent all persons except Senators, ex-Senators, Members of the Assembly, state officers, officers of the two houses, and such accredited newspaper representatives as have seats assigned to them from coming within the bar of the Senate unless upon the invitation of the President or a Senator. No visitor shall be allowed upon the floor while the Senate is in session.

Regulation for Legislative Representatives

56. No person engaged in presenting to the Senate or any of its committees any business, claim, or legislation, shall be permitted to engage in such business in the Senate Chamber or be permitted on the floor of the Senate at any time while the Senate is in session. Any person transgressing this rule shall be removed from the floor of the Senate and shall be debarred from the privilege of the floor during the remainder of the entire session. The President and the President pro Tempore are charged with the enforcement of this rule, and this rule cannot be suspended except by a two-thirds vote of the entire Senate.

This rule shall not apply to members of either house of the Legislature, officers of the State or other public agencies.

Legislative Representation Committee

57. In addition to any other committee provided for by these rules, there shall be a committee to be known as and called the Special Senate Committee on Legislative Representation, which is hereby declared to be a continuing body authorized to act both during and between sessions of the Legislature.

The committee shall have the rights, powers and duties prescribed in Section 9909 of the Government Code, specifically including but not limited to the authority to grant certificates of registration as legislative advocates, and all the rights and powers of legislative investigating committees as provided by the Joint Rules of the Senate and Assembly.

The committee shall study and analyze all facts relating to legislative representation and the regulation thereof, and shall report thereon to the Legislature at each general session and from time to time as the committee deems necessary, including in the reports its recommendations for appropriate legislation.

The committee shall consist of five Members of the Senate to be selected by majority vote of the Senate at each general session of the Legislature. No more than three members of the committee shall be from any one political party. The committee shall select its own chairman.

Any vacancy occurring between general sessions shall be filled by the Committee on Rules, and the Senators appointed shall hold over until their successors are regularly selected.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

RESOLUTIONS

The following resolutions were offered :

By Senator Christensen :

Senate Resolution No. 6

Resolved, That the President of the Senate appoint a Special Committee of Three to notify the Governor of the organization of the Senate and that the Senate is now ready to receive any communication he may have to make.

Resolution read, and adopted on motion of Senator Christensen.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced, in accordance with the above resolution, the appointment of Senators Christensen, Weingand, and Murdy as the Special Committee to call upon the Governor, and notify him of the organization of the Senate, and the Senate is now ready to receive any communication he may have to make.

By Senator Rees :

Senate Resolution No. 7

Resolved, That the President of the Senate appoint a Special Committee of Three to notify the Assembly that the Senate is now duly organized and ready to proceed with the business of the State.

Resolution read, and adopted on motion of Senator Rees.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced, in accordance with the above resolution, the appointment of Senators Rees, Geddes, and Sedgwick as a Special Committee to notify the Assembly that the Senate is duly organized, and ready to proceed with the business of State.

By Senator Symons :

Senate Resolution No. 8

Relative to paying mileage of Senators and officers

Resolved by the Senate of the State of California, That the State Controller be and he is hereby directed and ordered to draw his warrants upon the proper funds in favor of the following named Senators and Officers of the Senate for the amount set opposite each of their names, and the State Treasurer is hereby directed and ordered to pay the same, being the mileage due them by law, for attendance upon the 1963 Regular Session of the Legislature :

<i>Senators</i>	<i>County</i>	<i>Mileage (round trip)</i>	<i>Total at 5 cents per mile</i>
Clark L. Bradley	Santa Clara	252	\$12.60
Hugh P. Donnelly	Stanislaus	174	8.70
Donald L. Grunsky	Santa Cruz	350	17.50
John W. Holmdahl	Alameda	180	9.00
George Miller, Jr.	Contra Costa	164	8.20
Eugene G. Nisbet	San Bernardino	970	48.50
Frank S. Petersen	Mendocino	300	15.00
Stan Pittman	Butte	172	8.60

<i>Senators</i>	<i>County</i>	<i>Mileage (round trip)</i>	<i>Total at 5 cents per mile</i>
Thomas M. Rees	Los Angeles	770	\$38.50
Edwin J. Regan	Trinity	420	21.00
Albert S. Rodda	Sacramento	8	.40
Jack Schrade	San Diego	1,182	59.10
Harold T. Sedgwick	Yuba	106	5.30
Walter W. Stiern	Kern	548	27.40
William Symons, Jr.	Inyo	614	30.70
Howard Way	Tulare	438	21.90
			<i>Total at 10 cents per mile</i>
<i>Officers</i>	<i>County</i>	<i>Mileage</i>	<i>per mile</i>
Glenn M. Anderson	Los Angeles	770	\$77.00
J. A. Beek, Secretary	Orange	858	85.80
John F. Lea, Minute Clerk	Sacramento	2	.20

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtcer, McCarthy, Miller, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Short, Stiern, Sturgeon, Symons, Teale, Way, and Williams—35.

NOES—None.

By Senator Nisbet:

Senate Resolution No. 9

Resolved, That the Secretary of the Senate is hereby directed to notify the Assembly that the Senate has elected the following statutory officers:

President pro Tempore—Hugh M. Burns

Secretary of the Senate—J. A. Beek

Sergeant at Arms—P. H. Kenealy

Minute Clerk—John F. Lea

Chaplain—Father Keith Kenny

Resolution read, and adopted on motion of Senator Nisbet.

By Senator Backstrand:

Senate Resolution No. 10

Resolved, That the Controller be and he is hereby directed to deliver to P. H. Kenealy, Sergeant at Arms, or such of his assistants as the Sergeant at Arms may designate, warrants for salaries and expenses of Members and Officers of the Senate.

Resolution read, and adopted on motion of Senator Backstrand.

MESSAGES FROM THE ASSEMBLY

At 12.50 p.m., Messrs. Lunardi, Donovan, and Greene, a Special Committee from the Assembly, appeared at the bar of the Senate and announced that the Assembly was duly organized and ready to proceed with the business of State.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read the first time:

Senate Concurrent Resolution No. 1: By Senators Pittman, Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtcer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick,

Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—In honor of the memory of the Honorable Paul L. Byrne.

Request for Unanimous Consent

Senator Pittman asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 1, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 1

Senate Concurrent Resolution No. 1—In honor of the memory of the Honorable Paul L. Byrne.

Resolution read, and unanimously adopted on rising vote of the following Senators:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Jagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senator Symons:

Senate Resolution No. 11

Relative to the career and achievements of the Honorable Charles Brown

WHEREAS, The Honorable Charles Brown is a native of Georgia, where he attended school; came west as a young man and settled in Inyo County 56 years ago; devoted the first 15 years of his life in California to mining, after which he embarked in general business activities at Shoshone, of which community he became the patriarch; and

WHEREAS, The Honorable Charles Brown was married to Stella Fairbanks, and became the father of two sons; Charles Brown, Jr., of Baker and George Brown, an attorney of Bakersfield; and two daughters, Bernice B. Sorrells of Shoshone, and Celesta B. Gilliam of Barstow; and

WHEREAS, The Honorable Charles Brown is a rugged westerner of the type associated with the early life of California and the men who braved the hardships of pioneer days, his memory going back to the time of poem and fable; enabling him to listen with a sympathetic ear to Badger Clark's old cow man who complained:

"'Twas good to live when all the sod,

Without no fence nor fuss,

Belonged in partnership to God,

The Government and us.

With skyline bounds from east to west

And room to go and come,

I loved my fellow man the best

When he was scattered some."

and

WHEREAS, The Honorable Charles Brown manifested an interest in community affairs, served as a County Supervisor representing the Fifth District of Inyo County for 14 years; after which he was elected to the State Senate in 1938 and re-elected in 1942, 1946, 1950, 1954, and 1958; and

WHEREAS, During his long service in this body he served on many of its most important committees; notably Natural Resources; Fish and Game; Legislative Procedure; Finance, and Education; and attained the distinction of having served 20 years on the Senate's important Committee on Rules; for many years served as Chairman of the Senate Committee on Attachés; was a member of the Commission on Interstate Co-operation; was active in the solution of problems relating to Indians; and represented the California Senate at the Legislative Service Conferences; and

WHEREAS, The high esteem and confidence of those who knew the Honorable Charles Brown was well exemplified by the vote of confidence extended to him each

time he ran for office; and attested on the part of his fellow Senators by the responsible assignments given to him in the Senate; now, therefore, be it

Resolved by the Senate of the State of California. That its members and officers commend the Honorable Charles Brown for his loyal public service, and wish for him continued good health and prosperity; and be it further

Resolved. That the Secretary of the Senate be directed to present suitably prepared copies of this resolution to the Honorable Charles Brown and to the immediate members of his family.

Resolution read, and referred to Committee on Rules.

By Senator Rodda:

Senate Resolution No. 12

Relating to first transcontinental railroad

WHEREAS, January 8, 1863, marked the beginning of construction of the Central Pacific Railroad Company of California, the western portion of the Great Pacific Railroad which was designed to span the continent as a great lifeline across the United States; and

WHEREAS, Inaugural ceremonies were held in Sacramento on the corner of Front and K Streets on January 8, 1863, at which time Governor Leland Stanford, who, with Collis P. Huntington, Charles Crocker, and Mark Hopkins had the foresight and the courage to begin this railroad, turned the first spade of earth to start actual construction of the Central Pacific Railroad; and

WHEREAS, The railroad tied the State of California to the rest of the United States and started the State of California on the path to economic and political greatness and made possible the early contributions of the State of California to our growing nation; and

WHEREAS, The Senate of the State of California, in recognizing its great indebtedness to the early pioneers who built this railroad, will honor them and all who participated with them in this tremendous Pacific Railroad project, by participation in the ceremonies which will honor the one hundredth anniversary of the start of construction of this railroad in Sacramento on January 8th, 1863; now, therefore, be it

Resolved by the Senate of the State of California. That, in acknowledgment of the importance of the date of January 8, 1963, it adjourns today in honor of the ceremonies marking the one hundredth anniversary of the beginning of the construction of the first transcontinental railroad.

Resolution read, and adopted on motion of Senator Rodda.

By Senator Teale:

Senate Resolution No. 13

Relating to the birthday of the Honorable George Miller, Jr.

WHEREAS, In spite of the reticence of the Honorable George Miller, Jr., it has come to the attention of the Members of the Senate that this seventh day of January, 1963, is his birthday; and

WHEREAS, The Honorable George Miller, Jr. began his legislative service on his birthday in 1947 and entered the Senate as its youngest member but deported himself with such a high degree of decorum as to elicit the approval and admiration of the senior members; and

WHEREAS, The Honorable George Miller, Jr. was born too soon and has lived too long to meet with the approval of the hordes of people who besiege the Capitol in the hope of going away loaded down with the State's wealth; and

WHEREAS, The Honorable George Miller, Jr. ranks so high in the esteem and confidence of his fellow members that they have constantly entrusted him with grave and weighty responsibilities, finally awarding him the distinction of making him Chairman of the Finance Committee, wherein he will be in position to carefully scrutinize all proposed appropriations; and

WHEREAS, In addition to his distinction as watchdog of the treasury of the State of California, the Honorable George Miller, Jr. has earned the respect and affection of all who know him for his convivial spirit, his good will and his delightful sense of humor; also he has become distinguished as a devotee of such sports as golfing, yachting, and fishing; now, therefore, be it

Resolved. That the members and officers of the Senate congratulate the Honorable George Miller, Jr. upon the recurrence of his natal day and sincerely wish for him many happy recurrences of this happy occasion; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to present the Honorable George Miller, Jr. with a suitably prepared copy of this resolution.

Resolution read, and unanimously adopted on motion of Senator Teale.

MESSAGES FROM THE ASSEMBLY

At 1 p.m., Messrs. Gaffney, Belotti, and Stanton appeared at the bar of the Senate and invited the Senate to meet with the Assembly at 2 p.m. on the steps of the west entrance to the Capitol to participate in the inaugural ceremonies.

REPORTS OF SPECIAL COMMITTEES

The following reports of special committees were received: Senators Christensen, Weingand and Murdy, the Special Committee appointed to wait upon the Governor and inform him of the organization of the Senate, reported they had performed their duty.

Senators Rees, Geddes, and Sedgwick, the Special Committee appointed to notify the Assembly of the organization of the Senate, reported they had performed their duty.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
3021 STATE CAPITOL, SACRAMENTO 14
January 7, 1963

Mr. Joseph A. Beek
Secretary of the Senate
State Capitol
Sacramento, California

DEAR MR. BEEK: There is submitted herewith a report on all laws enacted during the recent sessions which contain duration clauses limiting their effect. The expiration date of each is shown in the report.

In each instance where he is still a Member of the Legislature, the first-named author has been notified of the expiration date.

Very truly yours,

A. C. MORRISON, Legislative Counsel
By GEORGE H. MURPHY, Chief Deputy

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
3021 STATE CAPITOL, SACRAMENTO 14
January 3, 1963

Legislation Containing Clauses Limiting Effective Period

NOTE: List includes only those statutes expiring in 1963 and 1964 which will require action by the Legislature in 1963 if their provisions are to be extended.

<i>Subject</i>	<i>Clause</i>	<i>Author</i>
1957 Regular Session		
S.B. 508, Chapter 1567, accreditation of nursing schools	Section 2786.5 of Business and Professions Code effective until 90th day after 1963 Session	Gibson, Kraft, and Desmond
S.B. 1471, Chapter 2241, California Beef Council	Section 5025 of Agricultural Code effective until 91st day after 1963 Session	Byrne

<i>Subject</i>	<i>Clause</i>	<i>Author</i>
1959 Regular Session		
S.B. 688, Chapter 1260, property transportation fees payable by certain public utilities	Section 5003 of Public Utilities Code operative until July 1, 1964, at which time the section is repealed	Short (At request of Department of Finance)
S.B. 1336, Chapter 1706, board of supervisors: powers re adoption of tentative master plan	Section 25209.5 of Government Code effective until 91st day after 1963 Session	Cameron
1961 Regular Session		
A.B. 270, Chapter 111, taking of crab	Section 8276 of Fish and Game Code effective until 91st day after 1963 Session	Belotti et al.
A.B. 338, Chapter 1994, exclusion of earnings from community property under Old Age Security Law	Section 2181.06 of Welfare and Institutions Code effective until October 1, 1963	Unruh et al.
A.B. 760, Chapter 437, exemption of mosquito abatement districts from district investigation law of 1933	Section 2206 of Health and Safety Code effective until 91st day after 1963 Session	Porter et al.
A.B. 814, Chapter 1242, Governor's Advisory Commission on Housing Problems	Statutes 1961, Chapter 1242 effective until June 30, 1963	George E. Brown et al.
A.B. 993, Chapter 1849, voluntary plans of unemployment compensation disability benefits: approval of amendments	Section 3271 of Unemployment Insurance Code effective until January 1, 1964	Rees (At request of Department of Employment)
A.B. 1229, Chapter 449, temporary permits for nurses	Section 2733.5 of Business and Professions Code effective until October 2, 1963; January 1, 1964	Rumford
A.B. 1252, Chapter 2045, Welfare Study Commission	Sections 143 to 143.10, inclusive, of Welfare and Institutions Code. Commission ceases to exist on adjournment of 1963 Session	Bee (Coauthor: Senator Cobey)
A.B. 1313, Chapter 660, commercial season on sardines	Section 8151 of Fish and Game Code effective until October 1, 1963	Thomas
A.B. 1631, Chapter 299, civil service benefits of teachers at Preston School of Industry	Section 1127 of Welfare and Institutions Code effective until January 1, 1963	Lamarli
A.B. 1645, Chapter 447, county assistance to school districts having redevelopment agency or housing authority within boundaries	Section 26154 of Government Code effective until 91st day after 1963 Session	Bagley
A.B. 1689, Chapter 770, redevelopment agency and housing authority contracts with school districts	Section 34606 of Health and Safety Code effective until 91st day after 1963 Session	Bagley
A.B. 1900, Chapter 749, compensation for Santa Barbara municipal court employees	Section 74644.1 of Government Code effective until 91st day after 1963 Session	Holmes

<i>Subject</i>	<i>Clause</i>	<i>Author</i>
A.B. 2242, Chapter 1720, exclusion of uninhabited territory from cities	Sections 35561.3 and 35561.4 of Government Code effective until 91st day after 1963 Session	Waldie
A.B. 2471, Chapter 1910, school district certificated and classified positions	Section 13059 of Education Code effective until 91st day after 1963 Session	Winton
A.B. 2742, Chapter 2126, low fat milk standards	Section 626.1 of Agricultural Code effective until October 1, 1963	Britschgi, Porter, Beaver, and Schrade
A.B. 2743, Chapter 1991, salaries of employees of Santa Maria Municipal Court	Section 73915 of Government Code effective until 91st day after 1963 Session	Holmes
A.B. 2788, Chapter 2204, teachers' retirement optional benefits	Section 14260 of Education Code effective until October 1, 1963	Lanterman
A.B. 2983, Chapter 1754, hospital planning regions	Sections 431.5, 431.6, 431.7, 431.8 of Health and Safety Code effective until 91st day after 1963 Session	Nisbet (Coauthor: Senator Stiern)
S.B. 36, Chapter 45, non-protected birds: yellow-billed magpies	Subdivision (b) of Section 3800 of Fish and Game Code effective until 91st day after 1963 Session	Cobey
S.B. 211, Chapter 649, seasons and limits on salmon	Sections 8210 and 8211 of Fish and Game Code effective until October 1, 1963	Slattery
S.B. 243, Chapter 1347, unfair trade practices	Section 17071.5 of Business and Professions Code applicable only in actions commenced prior to September 30, 1963	Burns (Coauthor: Assemblyman Gaffney)
S.B. 306, Chapter 125, use of gaffs	Section 5513 of Fish and Game Code effective until October 1, 1963	O'Sullivan
S.B. 358, Chapter 1245, Fish and Game Commission regulatory powers	Section 221 of Fish and Game Code effective until 91st day after 1963 Session	Brown (Assemblyman Lunardi, Coauthor)
S.B. 381, Chapter 90, non-residents on medical staffs of state institutions	Section 2137.1 of Business and Professions Code effective until October 1, 1963	Short (At request of Department of Mental Hygiene)
S.B. 429, Chapter 425, eligibility of certain highway patrol sergeants for examinations for captain	Section 2251 of Vehicle Code effective until January 1, 1963	Collier
S.B. 524, Chapter 1262, commercial fish packers and processors: privilege tax	Section 8046 of Fish and Game Code effective until December 31, 1963	Farr
S.B. 672, Chapter 1833, junior college attendance	Sections 11451, 11451.3, 11451.5 of Education Code effective until June 30, 1963	Shaw
S.B. 993, Chapter 1785, agricultural labor commission	Sections 8600 to 8605, inclusive, of Government Code effective until January 31, 1963	O'Sullivan and Cobey (Coauthor: Assemblyman Casey)
S.B. 996, Chapter 945, length restrictions of vehicles	Subdivision (f) of Section 35401 of Vehicle Code effective until 91st day after 1963 session	Cobey

<i>Subject</i>	<i>Clause</i>	<i>Author</i>
S.B. 1006, Chapter 659, education of certain mentally retarded minors	Section 6903 of Education Code applicable to such minors until end of 1963-1964 school year	Fisher
S.B. 1007, Chapter 2139, State Advisory Commission on Indian Affairs	Sections 8110 to 8118, inclusive, of Government Code effective until September 15, 1964	Arnold
S.B. 1031, Chapter 1404, governmental immunity from tort liability	Section 22.3 of Civil Code effective until 91st day after 1963 Session	Miller, et al.
S.B. 1104, Chapter 1827, maintaining junior college classes outside district	Section 5715.1 of Education Code effective until June 30, 1963	Collier
S.B. 1187, Chapter 1799, salaries of officers and attaches of Fresno Judicial District municipal court	Section 73694 of Government Code effective until 91st day after 1963 Session.	Burns
1962 (1st Ex. Sess.)		
S.B. 13, Chapter 13, psychiatric technician certificates	Section 4514 of Business and Professions Code effective prior to July 1, 1963	Rattigan
S.B. 39, Chapter 44, county sanitation district indebtedness	Section 4704.2 of Health and Safety Code effective until December 1, 1963	Weingand

A. C. MORRISON, Legislative Counsel
By ROSE M. JACOBSON, Deputy

CALIFORNIA STATE PERSONNEL BOARD
801 CAPITOL AVENUE, SACRAMENTO
January 3, 1963

Mr. Joseph A. Beck
Secretary of the Senate
California Legislature
State Capitol, Sacramento, California

DEAR MR. BECK: The State Personnel Board at its regular meeting on November 29, 1962, adopted the following resolution:

Resolved, That the report to the Governor and the Legislature concerning state salaries and other matters together with recommendations be adopted as the report prepared in conformance with Government Code Section 18712. The Secretary of the State Personnel Board is directed to file the report, a copy of which is identified by the signatures of all members of the board, with the Governor and to file copies with each house of the Legislature in accordance with Government Code Section 18712.

In conformance with this resolution, we are transmitting a copy of this report to be filed with the Senate. All members of the Legislature have received copies of the report.

Very truly yours,

JOHN F. FISHER, Secretary

Enc.

CALIFORNIA STATE PERSONNEL BOARD
801 CAPITOL AVENUE, SACRAMENTO
November 29, 1962

Edmund G. Brown
Governor of California and
Members of the Senate and the
Assembly of the State of California

GENTLEMEN: The State Personnel Board, in accordance with Government Code Section 18712, submits this report on matters relating to civil service personnel under the jurisdiction of the Personnel Board.

The Legislature, in delegating to the Personnel Board the authority to set and adjust salary ranges for civil service employees, has directed the Personnel Board to: (a) consider proper internal salary relationships between state classes; (b) consider the salaries for comparable service in private employment and in other

governmental agencies; and (c) keep expenditures for salary adjustments within the appropriation limits provided by the Legislature (Government Code Section 18850).

The following summarizes the salary situation:

1. On December 15, 1961, the board, in its report to the Governor and the Legislature, recommended that funds be appropriated sufficient to (a) provide a 5 percent general increase for practically all state employees to be effective January 1, 1962, and (b) meet the need for special salary adjustments.
2. The Legislature appropriated funds for a 6 percent general increase effective April 1, 1962, for state employees whose salaries did not exceed \$15,000. The Legislature increased this limit on July 1, 1962, from \$15,000 to \$19,800.
3. Special salary adjustment funds were appropriated in the amount of \$2,625,000 from the General Fund with commensurate amounts from the special funds, including provision for the Highway Patrol classes. This appropriation fell substantially short of meeting the inequity adjustment needs reported by the Personnel Board of \$8,770,000 from the General Fund and commensurate amounts from special funds.
4. Special salary adjustments were granted in July, 1962 and following for employees in those classes in which the need for such adjustments was most urgent. The need for numerous additional adjustments remained unmet.
5. Surveys of industry salaries conducted by the Personnel Board in October, 1962 showed that the salaries of state employees were approximately 2.4 percent behind their industry counterparts in the Los Angeles and San Francisco areas. If the present trend in salary increases continues in industry, the salaries for a large number of state occupational groups will be 5 percent or more behind industry salaries paid in Los Angeles and San Francisco by July, 1963.
6. Most local governmental agencies and the federal government have increased salaries during the 1962-63 fiscal year. A comparison of the salaries of the 24 percent of state employees in governmental type classes whose counterparts are found only in these other public agencies indicates that a large number of these state classes have fallen behind their counterparts in the other large jurisdictions.
7. Survey data support a one-step salary increase for about one-quarter of state employees, two-step adjustments for about one-half of state employees and no increase for about one-quarter of state employees.
8. The largest group of employees for whom salary increases are not currently supported are those in clerical classes. Special adjustments for these classes in recent years to meet rates paid by other employers have established state clerical salaries at a level equal to or above those paid in private industry and by other public jurisdictions. It is unlikely that salary increases will be supported for most clerical classes by July, 1963.
9. A large number of employees for which two-step adjustments are required results from the fact that funds appropriated for inequity adjustments in fiscal year 1962-63 fell substantially short of meeting the inequity adjustment needs reported by the Personnel Board.
10. In addition to the improvement in the salary structure for psychiatric technician classes to be effective on January 1, 1963, the recommendation for salary increase funds for the 1963-64 fiscal year includes sufficient funds to provide an additional two-step increase for these classes. The two-step adjustment is being recommended to avoid increasing the salary differential between psychiatric technicians and correctional officers, with the expectation that duties of a custodial, clerical or nonpatient care nature will be eliminated from the psychiatric technician series. Employees in the psychiatric technician series represent about one-fourth of the employees for which two-step salary adjustments are being recommended.

Based on these considerations, the following recommendation for salary increase funds for fiscal year 1963-64 is submitted. The recommendation provides only for civil service employees. The cost of retirement contributions has not been included. Estimates of salary increase needs for employees of the University of California and the State College System, and other exempt employees are not included.

The estimated total cost of salary adjustments recommended for the 1963-64 fiscal year will be \$23,400,000 from the General Fund and \$20,800,000 from special funds. To provide a two-step increase for the psychiatric technician classes, \$5,400,000 is included in the General Fund estimate to avoid increasing the salary differential between these classes and correctional officers.

Salaries paid to department heads in the California state service lag far behind those for comparable positions in industry, the State of New York and major California local jurisdictions. A critical problem of compaction in exempt and civil services salaries has resulted from the inadequacy of the statutory salaries of top state executives. In order to compensate top executives commensurate with their responsibilities and to relieve the current compaction problem, state statutory salaries need to be increased.

In addition to information on salaries, this report covers some of the important problems and aspects of personnel management in state service, which may be summarized as follows:

1. Difficult recruiting problems continue, especially for technical and professional groups such as engineers, nurses, auditors, librarians, psychologists, teachers, psychiatrists, and social, psychiatric, and correctional case workers. To improve its recruiting efforts, the Personnel Board has continued its affirmative steps to protect the principle of recruitment and hiring on merit alone by eliminating unfair discrimination wherever it appears, and by utilizing all sources of qualified personnel without regard to race, religion, age, sex, politics, or immaterial physical handicaps. Funds appropriated by the Legislature have enabled the Personnel Board to inaugurate a program to further the utilization of handicapped persons in the state civil service.
2. Legislation providing state sponsorship of a program for medical and hospital coverage for state employees and the coordination of the State Retirement System with the Federal OASDI System has resulted in significant improvement in the State's employee benefit package. To maintain a balanced employee benefits program comparable to programs in private industry and other public jurisdictions, however, there is evidence of the need for further improvements in the State's employee benefits. Some of the needed improvements discussed in the report are provision of premium pay for overtime, vacation credits on a graduated scale related to length of service, inclusion of major medical benefits in the health insurance plan and increase of the state contribution to this plan.
3. The principal training activities of the Personnel Board during the past year included a management development program, specialized training, agency training programs, supervisory training, and driver safety training.
4. The first year's experience with the formal system for adjusting employee grievances within state departments and the Personnel Board's adoption of rules relating to the administration of employer-employee relations in state service are discussed in this report.
5. The responsibility for taking disciplinary actions rests with the operating departments with the right of appeal to the Personnel Board. The actions taken are summarized in this report.

Respectfully submitted,

CALIFORNIA STATE PERSONNEL BOARD

GLENN R. BAKER, President

ROBERT S. ASH, Vice-President

ROBERT D. GRAY, Member

FORD A. CHATTERS, Member

JOSEPH L. WYATT, JR., Member

CALIFORNIA STATE PERSONNEL BOARD

801 CAPITOL AVENUE, SACRAMENTO

January 3, 1963

Mr. Joseph A. Beck

Secretary of the Senate

California Legislature

State Capitol, Sacramento, California

DEAR MR. BECK: The State Personnel Board at its regular meeting on January 3, 1963, adopted the following resolution:

Resolved, That the Report on the Feasibility and Means of Exchanging Personnel Between the State and Private Industry and Other Governmental Jurisdictions be adopted as the report prepared in conformance with House Resolution No. 402. The Secretary of the Personnel Board is directed to file copies with each house of the Legislature and with the Governor as provided in the house resolution.

In conformance with this resolution, we are transmitting a copy of this report to be filed with the Senate.

Very truly yours,

JOHN F. FISHER, Secretary

Enc.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, November 8, 1962

Hon. Joseph A. Beck

Secretary of the Senate

State Capitol

DEAR MR. BECK: Senate Resolution No. 8 of the 1962 Regular (Budget) Session, by Senator Randolph Collier, and others, requested the Department of Public Works to report on the feasibility of renumbering the state highway system and to submit the final report to the appropriate interim committees by December 15, 1962.

There are enclosed six copies of a report on this subject, which has been prepared by the Division of Highways in accordance with the request contained in the resolution.

Senate Concurrent Resolution No. 8 also requested the department to make a study of the matter of naming highways, freeways and expressways in California; this matter is the subject of a separate report.

Respectfully,

ROBERT B. BRADFORD
Director of Public Works

Attachments

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, BOARD OF EQUALIZATION
SACRAMENTO, JANUARY 4, 1963

Hon. Joseph A. Beek

Secretary of the Senate

State Capitol, Sacramento

Subject: Property Tax Assessment Surveys

Pursuant to the requirements of Section 15645 of the Government Code, the State Board of Equalization transmits herewith copies of surveys of local assessment procedures so that these may be filed with the Senate on January 7, 1963, which will be the opening day of the Regular Session of the Legislature.

The surveys made during the past year and submitted herewith are in the nature of supplements to those previously completed under Chapter 2, Part 9, Division 3, Title 2 of the Government Code. They are designed to bring the coverage of the prior surveys up to date and relate to property tax assessment in the following counties: Kings, San Luis Obispo, Santa Cruz, and Yolo.

Your kindness in seeing that the documents accompanying this memorandum are filed with the Senate on the opening day of the session will be sincerely appreciated.

DIXWELL L. PIERCE, Executive Secretary

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time:

Senate Bill No. 1: By Senator Murdy—An act to amend Sections 26 and 27 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 2: By Senator Teale—An act to amend Section 32221 of the Health and Safety Code, relating to hospital districts.

Referred to Committee on Local Government.

Senate Bill No. 3: By Senator Holmdahl—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Joint Resolution No. 1: By Senators Holmdahl, O'Sullivan, Arnold, Geddes, Rodda, Christensen, Lagomarsino, Williams, Donnelly, Sturgeon, Nisbet, Begovich, Quick, and Pittman—Relative to the ratification of an amendment to the Constitution of the United States,

proposed by the Congress of the United States, relating to the qualifications of electors.

Referred to Committee on Elections.

Senate Concurrent Resolution No. 2: By Senators O'Sullivan, Arnold, Teale, Burns, and McCarthy—Relative to efficiency and economy in state printing.

Referred to Committee on Rules.

ANNOUNCEMENT OF SENATOR BURNS

Senator Burns announced that at 2 p.m. the Sergeant at Arms would escort the Members of the Senate to the inaugural ceremonies.

REQUEST FOR UNANIMOUS CONSENT

Senator Rattigan asked for, and was granted, unanimous consent to have the following resolution of the Grand Jury of Sonoma County printed in the Journal.

RESOLUTION OF THE 1961-62 GRAND JURY OF THE COUNTY OF SONOMA, STATE OF CALIFORNIA

WHEREAS, The investigations of this Grand Jury into social welfare matters in Sonoma County and the administration of local, state and federal welfare programs by the Social Welfare Department of Sonoma County has led to a conclusion that the following recommendations are in the best public interest:

NOW, THEREFORE, BE IT RESOLVED by this Grand Jury of the County of Sonoma for the 1961-62 term that review is urged to be made by the Congress of the United States and Legislature of the State of California of present legislation and national and state administration in the welfare field with the object of reducing federal and state regulation and administration rules and details to a minimum in order to relieve the costly administration with which public welfare programs are now burdened; and

BE IT FURTHER RESOLVED, That in future legislation in the welfare field the Congress of the United States and the Legislature of the State of California is urged to so restrict administrative detail and regulation as conditions of grants and assistance to local agencies to a minimum; and

BE IT FURTHER RESOLVED, That federal and state administrative agencies be urged to work toward simplification of manuals used in the various programs and elimination of as much as possible of administratively imposed detailed reporting by local agencies; and

BE IT FURTHER RESOLVED, That an effort be made to achieve greater uniformity in eligibility requirements of recipients under and between the various programs such as Aid to Needy Children, Old Age Security, Medical Aid to Aged, etc., and the achievement of a similar uniformity as to record keeping within and between such programs; and

BE IT FURTHER RESOLVED, That inasmuch as local county welfare directors and workers are in the best position to observe local conditions and determine in what form aid should be extended a greater

freedom be allowed to the local agencies such as unlimited use of money management as an alternate to direct payment aid, particularly in the field of Aid to Needy Children, as a means of reducing waste and abuse within the programs.

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted to Senator Thomas H. Kuchel and Congressman Clem Miller with a request that the same be relayed to the Congress of the United States and copies of this resolution be delivered to Senator Joseph A. Rattigan and Assemblyman William T. Bagley with a request that the same be relayed to the Legislature of the State of California, and that copies of this resolution be delivered to the Director of the Department of Social Welfare of the State of California, to the Governor's Council on Social Welfare and to the Deputy State Director in charge of Community Welfare Service and the Deputy State Director in charge of Administration, the Deputy State Director in charge of Program Development and the Administrative Adviser.

On motion duly seconded the foregoing resolution was adopted by unanimous vote of the 1961-1962 Grand Jury of the County of Sonoma this second day of April, 1962.

APPROVED:

ROBERT A. ALLEN, Foreman

ATTEST:

(MRS.) CHRISTINE HILL, Secretary

The foregoing resolution is a full, true and correct copy of the original thereof on file in the office of Sonoma County Grand Jury.

(MRS.) CHRISTINE HILL, Secretary

RECESS

At 1.55 p.m., on motion of Senator Burns, the Senate recessed to meet in Joint Convention with the Assembly.

JOINT CONVENTION

At 2 p.m., the Senate and Assembly met in Joint Convention, Hon. Jesse M. Unruh, Speaker of the Assembly, presiding.

Hon. Jesse M. Unruh and Hon. Hugh M. Burns, President pro Tempore of the Senate, called the Joint Convention to order.

Hon. Jesse M. Unruh then presented the President pro Tempore of the Senate to the Joint Convention.

QUORUM OF SENATE PRESENT

The President pro Tempore of the Senate declared a quorum of the Senate present.

QUORUM OF ASSEMBLY PRESENT

The Speaker of the Assembly declared a quorum of the Assembly present.

APPOINTMENT OF JOINT COMMITTEE OF ESCORT

Speaker of the Assembly Jesse M. Unruh appointed Mrs. Davis, Messrs. Crown, Foran, Collier, Ferrell, Gonsalves, Moreno, Dymally,

Song and Stevens, as an Assembly Committee to escort the Honorable Edmund G. Brown, Governor-elect of the State of California, to the Joint Convention.

President pro Tempore of the Senate Hugh M. Burns appointed Senators Petersen, Gibson, Sturgeon, Weingand, and Lagomarsino, as a Senate Committee to escort the Honorable Edmund G. Brown, Governor-elect of the State of California, to the Joint Convention.

REPORT OF JOINT COMMITTEE

The Joint Committee on Escort to wait upon the Honorable Edmund G. Brown and escort him to the Joint Convention, announced the presence of His Excellency, Hon. Edmund G. Brown, Governor-elect of the State of California, and Mrs. Brown.

Speaker Unruh then invited United States Senator Clair Engle to the rostrum.

CONSTITUTIONAL OFFICERS INVITED TO ROSTRUM

Speaker Unruh invited the following constitutional officers and their wives to the rostrum: Treasurer and Mrs. Bert A. Betts, Controller and Mrs. Alan Cranston, Attorney General and Mrs. Stanley Mosk, and Lieutenant Governor and Mrs. Glenn Anderson.

PRESENTATION OF THE COLORS

Speaker Unruh then called for the presentation of the colors by the California National Guard.

THE STAR SPANGLED BANNER

The Star Spangled Banner was rendered by the members of the 361st Air Force Band of the California Air National Guard.

INVOCATION

Upon invitation of Speaker Jesse M. Unruh, the Reverend Robert R. Ferguson, Chaplain of the Assembly, then offered the invocation.

INTRODUCTION OF CONSTITUTIONAL OFFICERS

President pro Tempore of the Senate, the Honorable Hugh M. Burns, then presented State Treasurer-elect Bert A. Betts, State Controller-elect Alan Cranston, Attorney General-elect Stanley Mosk, and Lieutenant Governor-elect Glenn M. Anderson, to the Joint Convention.

OATH OF OFFICE ADMINISTERED TO CONSTITUTIONAL OFFICERS

State Treasurer-elect Bert A. Betts, State Controller-elect Alan Cranston, Attorney General-elect Stanley Mosk, and Lieutenant Governor-elect Glenn M. Anderson then took and subscribed to the following oath, administered by Hon. Phil S. Gibson, Chief Justice of the California Supreme Court:

OATH OF OFFICE

I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California;

that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

And I do further swear (or affirm) that I do not advocate, nor am I a member of any party or organization, political or otherwise, that now advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means; that within the five years immediately preceding the taking of this oath (or affirmation) I have not been a member of any party or organization, political or otherwise, that advocated the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means except as follows:

No Exceptions

and that during such time as I hold the office to which I have been elected I will not advocate nor become a member of any party or organization, political or otherwise, that advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means.

OATH OF OFFICE ADMINISTERED TO GOVERNOR

Governor-elect Edmund G. Brown then took and subscribed to the following oath, administered by the Honorable Phil S. Gibson, Chief Justice of the California Supreme Court:

I, EDMUND G. BROWN, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

And I do further swear (or affirm) that I do not advocate, nor am I a member of any party or organization, political or otherwise, that now advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means; that within the five years immediately preceding the taking of this oath (or affirmation) I have not been a member of any party or organization, political or otherwise, that advocated the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means except as follows:

No Exceptions

and that during such time as I hold the Office of Governor of the State of California I will not advocate nor become a member of any party or organization, political or otherwise, that advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means.

NINETEEN-GUN SALUTE

A nineteen-gun salute to the Governor was then performed by the California National Guard.

PRESENTATION OF PRESIDENT PRO TEMPORE OF THE SENATE

The Hon. Jesse M. Unruh, Speaker of the Assembly, then presented the President pro Tempore of the Senate, Hon. Hugh M. Burns, to the Joint Convention.

PRESENTATION OF LIEUTENANT GOVERNOR

Hon. Hugh M. Burns, President pro Tempore of the Senate, then presented the President of the Senate, Lieutenant Governor Glenn M. Anderson, to the Joint Convention.

ADDRESS BY LIEUTENANT GOVERNOR

Lieutenant Governor Glenn M. Anderson then proceeded to address the Joint Convention as follows:

Thank you Senator Burns:

Governor Brown, United States Senator Claiborne, Fellow Constitutional Officers, Mr. Speaker, Mr. Speaker pro Tem, Chief Justice Gibson, Members of the Legislature, Ladies and Gentlemen:

Twenty years ago I was first sworn in here at the Capitol as a State Legislator on a similar occasion—although I don't believe the sun was shining so brightly as it is here today. The years between have been filled with many happy, exciting, and nostalgic memories—memories of challenges—challenges seemingly becoming larger and larger, year by year, as our State and nation grew, as our society became more and more complex—more demanding. And yet, year by year we have witnessed even greater progress, as our State pushes ever forward.

At no time during these twenty years have we seen a greater demonstration of decision, of achievement—than during the past four years under the leadership of Governor Pat Brown.

I remember during my inaugural remarks following the Governor's address four years ago that I predicted his administration would come to be identified as, "the one that drew New Lines of Vision, New Goals for a Greater California."

You will remember, Governor Brown stated that his administration would never stay on "dead center," nor would it blindly stumble, but would always move forward meeting each crisis head-on.

Well, this is what we in California have witnessed these past four years: An administration that has moved forward boldly, meeting each crisis head-on. I don't have to relate the record: The Master Plan for Higher Education, sound fiscal responsibility, the California Water Program, the Civil Rights Program, all in all, a humane and just administration. It has been, without doubt, the greatest era of achievement in California's history.

I am proud of whatever part I have been able to take in these achievements. I know of the great teamwork demonstrated by our legislators: the Assemblymen, their leaders; the Senators, their leaders; together with the Constitutional Officers of the State—all under the decisive, determined, and aggressive drive of our great Governor.

So much for the past.

I'm sure when we hear the Inaugural Address that Governor Brown is about to give, that it will give us the feeling that although we have witnessed a glorious four years of accomplishment—that this is actually the beginning, the real beginning of the Golden Era of California.

An era of increased business and prosperity;

An era of confidence;

An era of greater building and greater growth.

All this toned with a new emphasis, a new cultural setting, blended with California's splendid tradition and history of the past.

It is with pride that I give you California's great Governor—Edmund G. "Pat" Brown.

ADDRESS BY GOVERNOR

Governor Brown then proceeded to address the Joint Convention as follows:

INAUGURAL MESSAGE TO THE
CALIFORNIA STATE LEGISLATURE

By

EDMUND G. BROWN, Governor

Delivered to the Senate and Assembly in Joint Session, January 7, 1963

Mr. President, Mr. Speaker, Mr. Chief Justice, fellow constitutional officers, members of the Legislature, my fellow Californians:

Since we met here four years ago, many historic changes have taken place in this growing, golden state. First among them is California's emergence as the largest of the 50 states of the union. The western rim of a continent, which a century ago was as much legend as land to a handful of pioneers, now assumes the role of leader on that continent.

Leadership is never an unmixing blessing. I know there are those among us who yearn for things as they used to be, or at least as we see them now through the haze of memory. Who does not sometimes share a longing for the day when the only cars on the silver hills of my native San Francisco were cable cars? Who did not mourn the passing of a San Diego youngster's lizard preserve?

But nostalgia has never been a way of life for Californians.

We have always been pioneers and sons of pioneers, a vigorous, dynamic people who respect tradition, but scorn the status quo.

Through the turmoil of change, and sometimes chaos, Californians have pressed on toward the good society—not for the few, not for the many, but for all.

Offered chances to lie at anchor, we have chosen full sail. Offered comfort, we have chosen challenge. Offered leisure, we have chosen the extra effort that meets not only present but future needs.

In the spirit of California's history then, we are here today to bear a lantern for the future, not carry a torch for the past.

We are here to prove that a civilization which can create a machine to fulfill a job can create a job to fulfill a man.

The world now looks to California as a beachhead on the future, with all the future's promises—and perils.

You and I are here to help realize the promises and to diminish the perils.

The last four years have demonstrated that we have resolve and resources in abundance.

Under the banner of responsible liberalism, we have moved strongly and confidently.

The California Water Project, which once threatened to divide our state, now unites it.

We are on schedule with a bold program to duplicate in ten short years a tuition-free system of higher education which already is the best in the world.

Our public schools have begun shoring up their curricula to meet the stern demands of an age in which the only public cost greater than education is ignorance.

Men and women of all races are guaranteed equal access to jobs under a law you and I wrote together four years ago.

We have new master plans not only for education but for highways and parks, hospitals and mental health clinics.

Our social welfare programs place new emphasis on the principle that those receiving public assistance want a chance for honest work, not government charity for life.

Our social insurance programs for the unemployed, sick and injured, have been returned to their earlier proud position in the vanguard of the states.

The economy which supports all these programs, and is, in turn, supported by them, leads the Nation.

In the last four years we have created more new jobs in more new enterprises than any other state. Our personal income has risen far faster than that in the rest of the Nation. And our leadership in research and the technology of the new space industry is measured by the envy of other great states which failed to make the public investments in education, water, highways, recreation and other government services which nourish and sustain our leadership.

Let me underscore that all this has been done with sound, prudent financing. Fiscal responsibility has been, and must continue to be, our first concern.

My annual budget message will be delivered to you later this month, but I assure you now that once again it will be balanced; that it will call for tax reforms but no new or higher taxes; and that it will honor my pledge to seek elimination of income taxes for families of four or more now earning less than \$5,700 a year.

I list these achievements not out of complacency, but as a reminder that we have reason to be confident of our ability to build and advance together.

The tasks of the last four years have not been easy, but the years ahead offer no easier problems or simpler solutions. And from this inaugural vantage point, it seems to me that the very accomplishments of the past may obscure the difficulty of the tasks ahead.

In 1959, there was a great and growing consensus on our highest priority problems and their solutions.

We differed on details, but most Californians agreed then that we needed more revenues, a state water plan, a fair employment practices act—and a good many other things now achieved.

With the old priorities behind us, however, I am not certain that we have reached a similar community of understanding, a comparable consensus on the new priorities before us.

Progress now, more than before, calls for bold, controversial leadership.

Let me say now that I intend to offer such leadership. And I therefore will invite and expect disagreement, not for its own sake, but for the health of our commonwealth.

When there is no consensus, only urgency, I will speak out.

I will not seek controversy, but I will not fear it.

My concern is not with personal prestige, but with public progress.

My concern is not with special interests, but with the general interest.

If members of this legislature or the citizens of California disagree, I will respect that disagreement, but I will continue to press the issue toward consensus and resolution.

The legislative process not only achieves, it educates. Let you and me and the people of California learn from one another by speaking out of the fullness of our experience and conviction.

The greater the debate, the more thorough the education, and the more effective the workings of our democratic process.

I will now indicate, briefly, the principal areas of challenge and my proposals for resolving those challenges. The details will be spelled out in subsequent special messages and specific legislation I will submit to you in the near future.

I.

Again, as in the past, I assign first priority to public education, with the emphasis on primary and secondary schools.

No other major state can claim a higher percentage of college graduates or a lower percentage of high school drop-outs, yet the shocking fact remains that one in four of our children does not finish high school. We clearly still have a tremendous task ahead of us.

Perhaps the most crucial area of reform, and the most difficult, is in the method of financing public education.

Too many taxpayers in too many districts now bear a disproportionate burden of school costs. We must legislate further means of tax equalization. I will again recommend to you enactment of a county-wide equalization formula, and propose, further, that all new state funds for education go into equalization rather than basic assistance. The state, using its broader tax base, should help ease the property taxpayers' burden, and I pledge that we will provide substantial new state contributions in the forthcoming budget.

Next, to guarantee that we do not train our young men and women for occupations that may no longer exist after they graduate, we must overhaul our entire system of vocational training, adding a new and higher level of technological instruction.

Many vocational courses have not been changed in 20 or 30 years and are wasteful of both parents' dollars and students' time. Updating of such courses will reduce drop-outs and guarantee our youth a greater degree of job security.

For those who already have left high school without graduating, I propose a pilot youth conservation work program which will combine outdoor work with an opportunity for additional education.

We must also give special attention to children who live in an economic atmosphere hostile to learning. Too often the rate of accomplishment in low income area schools is far below what it could be.

We must assume responsibility for helping local districts develop special assistance programs for the culturally disadvantaged in both urban and rural settings.

I will also ask you to approve funds to improve library services throughout the state, and I will submit legislation to create a state-wide educational television network. The latter is an urgent need, particularly in meeting the requirement that all public schools begin teaching a foreign language in the school year of 1965.

II.

Despite our achievements of the past four years, there is another area in which action is critically needed. With nearly 90 of every 100 Californians today living in a city or a suburb, it is clear that our state can only be as healthy and strong as our cities.

I therefore propose that we give a high priority for action in the next four years to those problems which state government shares with government at the local level.

Until recent years, Americans were free to push west and build new cities when the old became too crowded or too blighted. But California is the last frontier. It is here or nowhere, now or never, that men will stand up to the challenge of the city.

As we move to meet the challenge, let us remember that cities are not civic centers or planning maps, but men, women and children. It is not the city that suffers from smog but people.

It is not the city that is cheated of a full, rich life by slums, it is the people who live in the city.

Many local governments in California are moving with imagination and vigor to meet the challenge of the city.

Where they fail, the reason often can be summed up in three words: Too much government. Overlapping agencies of government breed waste and inefficiency as surely as slums breed crime. Yet there is no law to curb such abuses of home rule as the formation of cities solely to avoid taxes on industrial property. Therefore, I urge you to enact laws to end the haphazard formation of new cities and service districts.

I ask you again to approve legislation under which units of local government would join to provide various services on a regional basis.

To lead fuller lives, urban citizens need fast, safe transportation to and from work. Three San Francisco Bay area counties have approved a rapid transit system which will set the pace for the entire nation. The Metropolitan Transit Authority of Los Angeles has completed plans for a 58-mile rapid transit system to serve that area. During this session, the MTA will ask for changes in its enabling act to permit a limited taxing power to clear the way for construction. I have studied the proposal and find it sound. I urge you to approve it. The people of Los Angeles need it.

The people of our cities need sound land planning to protect neighborhoods, encourage industrial growth and preserve open space. Most local governments now have master plans but they stop at the county line. I urge you to enact laws which will encourage regional planning.

Under present laws, city governments often pay bonus prices for new schools, roads, parks and sewage systems because a minority of voters have the power to block approval of bond issues. I urge that you take steps to cut the affirmative votes needed to pass a locally-sponsored bond issue from 66 $\frac{2}{3}$ per cent to 60 per cent.

Decent housing is fundamental to decent cities. During the next 18 years, California must build more than 5,000,000 residential units to provide adequate housing for our growing population.

The Governor's Advisory Commission on Housing Problems will release a report soon which documents disturbing trends in California housing, and offers concrete proposals for reversing those trends. I urge

you to study the report. I will send you a separate message asking for specific action at a later date.

III.

We will reach the ambitious goals we have set for ourselves only if we exploit to the fullest our economic potential. In order to achieve full employment, we must accelerate our efforts to attract new industries; to maintain a secure and skillful work force; create new foreign and domestic markets for the products of our farms and factories, and maintain our first rank in tourism.

To this end, I propose creation of the Office of California Development which will combine the present functions of the Economic Development Agency and the World Trade Authority and undertake new efforts to promote California tourism, both in this country and abroad.

Development of the European Common Market, and the opportunities and perils it poses for California agriculture and industry, require that we extend and expand our efforts to win new markets. Tourism, already one of California's major industries, will similarly benefit from central planning and direction.

To prepare the work force for our rapidly shifting technology, I propose that our present Committee on Automation and Technological Developments be given statutory recognition as a full commission.

Its labors can, and will, insure that higher productivity does not mean a lower standard of living. It would determine the new skills we will need in the future to insure that California's work force remains equal to the demands of the space age.

I believe, too, that we must increase social insurance minimums, and move more vigorously to retrain the disabled worker as well as the worker displaced by automation.

To this end, I will propose a grouping and expansion of all vocational rehabilitation functions in state government in the single department in the Health and Welfare Agency.

IV.

As in so many fields of government, California is pioneering new methods of treatment for the mentally ill, our number one health problem. I ask you today to extend the programs under which we have reduced the number of mentally ill in our hospitals and increased the number of patients who are able to live useful productive lives in their own communities.

To that end, I will submit legislation to increase the state's contribution to new local mental health programs under the Short-Doyle Act from the present 50 per cent to 75 per cent.

California also pioneers in welfare programs. During the first term of this administration, new emphasis was placed on rehabilitation of people on government assistance and the results are gratifying. I anticipate major recommendations for further changes in the content and administration of our welfare programs in the final report of the Governor's Commission on Social Welfare Problems. I will submit a special message dealing with those recommendations after I have analyzed the report.

V.

Four years ago, we created the Office of Consumer Counsel to protect the public from fraud and other abuses in the market place. It has been an effective guardian of the public interest.

But important areas remain in which the legislative process can be brought to bear to give the consumer still further protections.

It is my personal conviction that present statutes governing interest rates are obsolete—that the public pays too high an interest premium. Many home owners lose, rather than gain, by early repayment of loans. I believe maximum interest rates for charge accounts and other loans are also excessive and I urge that you re-examine existing law in this field.

I am equally convinced that the cost of natural gas is too high and that we have a responsibility to implement demands for lower rates.

We must also address ourselves to reforms in the savings and loan industry.

We must apply greater control both to the issuance of charters and to the operating practices of savings and loan associations.

VI.

California is the most beautiful state in this nation. Because we hold this resource in trust for the future, it is not ours to conserve or squander as we see fit. I propose several steps to make sure we are not as reckless with this asset in the future as we have been in the past.

When a man throws an empty cigarette package from an automobile in California, he is liable to a fine of \$50. When a man throws a billboard across a view, he is liable to be richly rewarded. I believe that litter and clutter can both destroy beauty. I ask you, therefore, to apply strict controls on the placement of billboards. This one step alone will produce great dividends in scenic beauty which is now hidden from the people.

Winston Churchill has said: "We shape our buildings and then our buildings shape us." If this were literally true, the people of California in this generation would be a curious collection. I do not believe good design and economy are incompatible. I do believe the State of California must take the lead in a campaign to improve the quality of architecture in this state, both public and private.

I intend to insist on the highest quality of design for state buildings and I urge your cooperation toward that end.

One of the most important elements in the construction of our 5000-mile scenic highway system will be the preservation of natural landscape along the system's route. To aid in this venture, I ask you to amend state laws to permit the purchase of scenic easements which would serve our purpose at a considerable saving of taxpayers' money.

I urge you to place a bond issue on the 1964 ballot for the purchase of park and beach land for future development. The supply of land, especially along our coastline, once seemed endless in California. It now seems meager when measured against the growth in future years. Last year, 4,000,000 people use our state parks. In just 20 years, that figure will reach 11,000,000.

I will send detailed recommendations to you for a park and beach program and the methods of financing it in the near future.

I believe, also, that the state should actively foster interest and participation in the performing and graphic arts in California. I will support legislation for that purpose.

In 1962, California agriculture grossed \$3 billion for the fourth consecutive year and we must be vigilant to protect our position as the nation's leading farm state.

One major aid to agriculture is the California Water Project. Not only will it make new supplies available for farming, it will furnish water for new industries and millions of new residents who will provide expanded markets for food and fiber.

I believe water development must be pursued at all levels of government, federal, state and local. For that reason, I urge you to encourage local district development by further liberalizing the Davis-Grunsky Act.

I also ask you to take new steps to broaden the guarantee of pure water in California. I propose that the State Water Pollution Control Board and the nine regional boards be consolidated under one State Water Quality Control Board.

This administration intends to give high priority to fish and wildlife development wherever water projects are built. Further, under the Porter-Dolwig Act, we will continue to improve ground water levels in the Central Valley, the coastal area and Southern California.

VIII.

In the field of highway safety, my proposals are not new to you. I have made them repeatedly and earnestly. I will continue to offer them as long as I am Governor.

In the year just past, more than 4,000 persons met violent death in traffic accidents in California—a senseless and shameful slaughter. Every year, the growing toll gives a new urgency to the problem.

Once again, I ask that you permit radar speed control by the California Highway Patrol; the use of a trial number of patrol cars without distinguishing markings; and chemical tests in drunk driving cases. I urge also that seat belts be made mandatory in all automobiles.

IX.

There has been no overall revision of our substantive criminal law during the 90 years since the California Penal Code was adopted and no overall revision of criminal procedure in 35 years. The mass of court decisions required to interpret the code since 1872 should alone indict its contents.

I urge the Legislature to take the initiative in this vital work to assure California a forward, enlightened and just criminal law with fair and expeditious procedures.

Two years ago, you enacted the most advanced narcotics control laws in the Nation, which are now the model for other states. But increased penalties for narcotics sales have forced many peddlers to turn to the sale of dangerous drugs. I therefore urge you to recognize that the peddler of dangerous drugs is a threat equal to the peddler of narcotics and to make the penalties for their sale comparable to the penalties for illegal sale of narcotics.

The program of compulsory treatment for addicts which we enacted in 1961 is proving itself a valuable weapon in the fight against narcotics. I ask you now to amend the law to permit confinement of persons under the age of 18 for treatment now available only to adults.

I am, as you know, concerned that our present legal definition of insanity is obsolete in the light of advanced scientific knowledge. A distinguished commission has recommended changes and I will present specific proposals to you at a later time.

You are all aware of my position on capital punishment. I do not believe it deters crime. I do believe it degrades man.

In almost 20 years in public life—as District Attorney, as Attorney General, as Governor—I have upheld my sworn duty to enforce the death penalty. But, with the passing of time, my own conviction has grown stronger that capital punishment affronts the conscience of man. Most often we execute the felon whose skin is darker than our own—whose position in life is lower than our own. And, to our shame, we let live the felon whose crime we believe less odious because he is more like us.

I will ask this legislature to enact at least a moratorium on capital punishment, substituting for it the sentence of life imprisonment without possibility of parole and retaining the death penalty only where necessary to protect the staffs and inmates of our penal institutions.

X.

On January 1, 1863, an order signed by President Lincoln promised all slaves in warring states that they would be "forever free." One hundred years and one week have passed since the Emancipation Proclamation became law. In conscience, we cannot say today that we have redeemed Lincoln's promise.

Four years ago, you and I prohibited discrimination in employment because of race, creed or national origin, but further action is now necessary.

I ask you to strengthen and extend existing law against discrimination in housing by expanding the Fair Employment Practices Commission into a Human Rights Commission with authority to move against discriminatory practices in housing.

In the same spirit, we must work to eliminate de facto segregation in our public schools and I promise to give the State Board of Education my full support in its efforts in that direction.

This spring, I will issue an executive order to all state administrators in the form of a "Governor's Code of Fair Practices." Its intent will be to wipe out all vestiges of discrimination in state government. In addition, I urge you to require all persons and business licensed by the state to adopt strict policies against discrimination.

XI.

I recommend most strongly, that we turn our attention to the code governing political activity in California. Most of our laws are a half-century old, written in the Hiram Johnson administration to correct abuses which no longer exist. Their practical effect today is to inhibit rather than encourage broader participation in our political life.

The excessive cost of the recent campaigns for both major parties is evidence that an overhaul of our political procedures is long overdue.

As a further step toward election reform, I believe we must enact a purity of elections statute which would require that candidates report not only a list of contributors but the amount of each contribution.

Finally, I urge that California become one of the first states in the nation to ratify the proposed Amendment to the United States Constitution, which outlaws the poll tax in all states.

XII.

State government and the rules under which it operates need constant re-examination and revision to remain responsive to the will of the electorate.

We have taken massive strides toward the streamlining of state government in the last two years, and I plan to seek your approval of another series of major reorganization steps at this session.

We should also proceed with the simplification of the State Constitution through methods made available by voter approval of Proposition 7 in November.

We must act in this session to establish reasonable exceptions to sovereign immunity of the state and local governments against damage suits, but we must also establish careful limits.

The potential added cost to the taxpayers of services provided by the state will otherwise mount many millions of dollars annually.

I also ask again for an end to a special privilege written into our condemnation statutes. Under present law, utility property needed for water projects is given special status; which results in excessive costs, delays, and difficulties in obtaining such property.

I ask that the present law be repealed, and that such condemnation proceedings be carried out exactly as when non-utility property is needed for water project development.

In concluding this series of recommendations, I offer one more that could easily prove to be of transcendent importance in the modern history of California.

Our present structure of taxation at the city, county and state levels is based on relationships determined decades ago.

This system, in my judgment, now places too great a share of the burden on local property taxpayers and often distributes that burden unevenly.

As a result, local school districts, cities and counties have turned increasingly to the state to finance or help collect the taxes for what they themselves recognize as local responsibilities and functions.

In many cases, citizens can no longer identify the taxes they pay with the purpose for which they are spent, or the officials charged with their expenditure.

For these and many other equally pressing reasons, I will ask the Legislature to join with me in establishing a joint Tax Commission to undertake a comprehensive review of our entire tax structure and to recommend reforms and revisions which will adjust it to a new era of California history.

The Commission should advise us before the 1964 election of what constitutional amendments should be presented to the people at that time.

By 1965 we should be ready to meet this great and overriding problem on a mutually informed basis.

You have heard my proposals for new legislation—my assignments of priority for the long session before us. The Legislature will initiate programs of its own in these and other areas.

In the system of checks and balances traditional to our government, we may often disagree.

But I am confident we will agree more often than we will disagree. And I say this in the presence of legislators of the opposite political party brief weeks after one of the most vigorous political campaigns in the history of our state.

We are partisans but we are also men of good will and common dedication. In the session before us, we may argue the best method of doing a thing that is good for California but we must never argue the necessity for doing it.

In whatever partisan disputes we may have, the people of this state are a vital third party and must always have the last word.

Let me conclude by saying that the future all men want—a productive life in harmony with neighbor and nature—will not be wrought in our lifetime. The clock of man's destiny ticks off centuries, not seconds.

But here and now we can put our hands to good work. What we do here may not have its full impact on our own lives. Our children and their children will be the better judges of what we do.

They will measure our actions by the security of the lives they live; by the wisdom they acquire; by the way they invest their leisure; by the quality of the very air they breathe.

Let us accept no limitations except those of our own imagination and enterprise. Let us say: This golden state—a symbol of man's striving toward a better life—shall not only lead our nation, but deserve to lead, in the challenging time before us. Let us determine, with God's guidance, to be equal to this splendid prospect.

BENEDICTION

Upon invitation of Speaker Jesse M. Unruh, the Chaplain of the Senate, Rev. Father Keith Kenny, then pronounced the Benediction.

ADJOURNMENT OF JOINT CONVENTION

At 3:10 p.m., there being no further business, the Speaker of the Assembly declared the Joint Convention adjourned sine die.

REASSEMBLED

At 3:15 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

ADJOURNMENT

At 3:20 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Tuesday, January 8, 1963, out of respect to the memory of the late Hon. Paul L. Byrne.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

SECOND LEGISLATIVE DAY

SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, January 8, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Coley, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord, as the three kings of old came to Thee bearing their gifts of gold, frankincense, and myrrh, so do we come today to lay at Thy feet the gold of our fraternal charity; the frankincense of our devotion to Thee, to our constituents, and to our duty; and the myrrh of our willingness to disagree and be disagreed with, to work, to suffer, and if need be to die for the high principles of the office to which we have been called. May our gifts, like theirs, be acceptable in Thy sight. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Rodda, on motion of Senator McCarthy, on legislative business.

Senator Burns, on motion of Senator McCarthy, on legislative business.

Senator McAteer, on motion of Senator McCarthy, on legislative business.

Senator Geddes, on motion of Senator Schrade, on legislative business.

Senator Teale, on motion of Senator Miller, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. H. P. Shawlee of Los Angeles, and Mr. Horace Miller of Ripley.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dorothea Wilkinson of Beverly Hills.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Gladys Waddel of Los Angeles.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Howard Way, wife of the Senator; Mr. and Mrs. H. M. Way of Exeter, Senator Way's parents; Mr. and Mrs. H. H. Chandler of Exeter, Mrs. Way's parents, (Mr. Chandler is the son of the late State Senator W. F. Chandler); Mr. Robert Moore and Mr. Mel Houck of Tulare; and Mrs. Mildred Griggs Posz of Sacramento, formerly of Exeter.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

MRS. FRED B. WOOD
2209 VINE STREET

BERKELEY 9, CALIFORNIA, December 2, 1962

DEAR MR. BEEK: The beautiful copies of the Legislature's memorial resolution in honor of Fred have come, and I thank you very much, for my sons, grandsons and myself.

We shall treasure them all our lives.

If there is a way to transmit my appreciation to the members of the Legislature, I should like to do so.

Sincerely,

ALICE WOOD

DEPARTMENT OF WATER AND POWER
THE CITY OF LOS ANGELES
LOS ANGELES, November 9, 1962

Mr. Joseph A. Beek
Secretary of the Senate
California State Legislature
Senate Chamber, Sacramento

DEAR MR. BEEK: Please accept my sincere thanks for your letter of October 30th transmitting three copies of Senate Resolution in memory of Samuel B. Morris.

Today the two Morris sons, Brooks and Bob, lunched with me, where it was my privilege to present your letters together with their copies of the beautifully bound resolution. They are most grateful and, as I, deeply appreciate this splendid tribute to their father.

Sincerely,

SAMUEL B. NELSON
General Manager & Chief Engineer

JOHN W. OLSON, JUDGE OF MUNICIPAL COURT
LOS ANGELES JUDICIAL DISTRICT
LOS ANGELES 12, CALIFORNIA, December 10, 1962

(PERSONAL)

Senate, California Legislature
State Capitol
Sacramento, California

ATTENTION: J. A. Beek, Secretary of the Senate

DEAR MR. BEEK: On behalf of my brother and myself, may I thank you and the Legislature for the memorial resolution you were so kind to forward to me.

The resolution has been passed around the family with great pride and will become a treasured portion of Dad's mementos.

Again, our appreciation which we hope you will pass on to the individual members of both houses.

Very truly yours,

JOHN W. OLSON

STATE OF CALIFORNIA, DEPARTMENT OF MENTAL HYGIENE
SACRAMENTO, December 28, 1962

President of the Senate
State Capitol
Sacramento 14, California

DEAR SIR: The following report of the Co-ordinating Council on Programs for Handicapped Children has been prepared pursuant to Section 7093 of the Welfare and Institutions Code, as added by Chapter 472, Statutes of 1961.

This is the first report of the council covering a full year of activity. Each member department has actively and fully participated in identifying and developing a co-operative approach to the problems of handicapped children.

A special word of appreciation is due the Governor's Office, the Administrator of the Health and Welfare Agency, the Administrator of the Youth and Adult Corrections Agency, the Department of Finance, and the Department of Youth Authority for their assistance and participation in the deliberations of the council, as well as to the many employees of the four member departments who provided staff assistance.

Respectfully submitted,

DANIEL BLAIN, M.D., Chairman
Co-ordinating Council on Programs
for Handicapped Children

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 4: By Senator Rodda—An act to add Chapter 9 (commencing with Section 60300) to Division 1 of Title 6 of the Government Code, relating to special district secretaries.

Referred to Committee on Local Government.

Senate Bill No. 5: By Senator Sturgeon—An act to amend Section 5828 of the Public Resources Code, relating to small craft harbors.

Referred to Committee on Natural Resources.

Senate Bill No. 6: By Senator Sturgeon—An act authorizing the Division of Beaches and Parks to exchange property belonging to the State for other property in the County of San Luis Obispo.

Referred to Committee on Natural Resources.

Senate Bill No. 7: By Senator Collier—An act to add Section 1451.5 to the Health and Safety Code and to amend Section 29607 of the Government Code, relating to medical care for indigents.

Referred to Committee on Social Welfare.

Senate Bill No. 8: By Senator Collier—An act to add Chapter 3.5 (commencing with Section 23900) to Part 7 of Division 11 of the Water Code, relating to irrigation districts.

Referred to Committee on Local Government.

Senate Bill No. 9: By Senator Collier—An act to amend Section 5653 of the Fish and Game Code, relating to dredges.

Referred to Committee on Fish and Game.

Senate Bill No. 10: By Senator Collier—An act to add Section 21142.5 to the Water Code, relating to irrigation districts.

Referred to Committee on Local Government.

Senate Bill No. 11: By Senator Collier—An act making an appropriation for the repair, restoration, or replacement of county roads damaged by floods in the County of Del Norte, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Senate Bill No. 12: By Senator Collier—An act to add Section 230 to the Labor Code, relating to wages for employees.

Referred to Committee on Labor.

Senate Bill No. 13: By Senator Collier—An act to amend Sections 1 and 2 of, to renumber and amend Section 4 of, and to repeal Section 3 of, Chapter 299 of the Statutes of 1867-68, relating to the cession of certain tidelands and submerged lands to the Town of Crescent City.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 14: By Senator Collier—An act to amend Sections 12502, 12504, 12505, 12518, 12805, 12806, 12809, 13363 of, and to add Section 246 to, and Chapter 6 (commencing with Section 15000) to Division 6 of, the Vehicle Code, relating to a compact with various states and the issuance and control of driver's licenses.

Referred to Committee on Transportation.

Senate Bill No. 15: By Senator Backstrand—An act to add Division 20 (commencing with Section 71000) to the Water Code, thereby revising and consolidating the law relating to municipal water districts, including provisions for the supervision, regulation, and conduct of such districts, and to repeal the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911).

Referred to Committee on Water Resources.

Senate Bill No. 16: By Senator Cameron (By Request of the State Bar of California)—An act to amend Section 647 of the Code of Civil Procedure, relating to those matters that are deemed excepted to.

Referred to Committee on Judiciary.

Senate Bill No. 17: By Senator Regan (At the Request of the State Bar of California)—An act to amend Section 446 of the Code of Civil Procedure, relating to verification of pleadings.

Referred to Committee on Judiciary.

Senate Bill No. 18: By Senator Farr—An act to add Section 9001.5 to the Fish and Game Code, relating to prawn or shrimp traps.

Referred to Committee on Fish and Game.

Senate Bill No. 19: By Senator Cobey—An act to add Section 118.1 to the Welfare and Institutions Code, relating to public assistance recipients.

Referred to Committee on Social Welfare.

Senate Bill No. 20: By Senator Stiern—An act to add Sections 27360.5, 27361.7, and 27361.8 to the Government Code, relating to recordation of documents.

Referred to Committee on Local Government.

Senate Bill No. 21: By Senator Stiern—An act to amend Section 27320 of the Government Code, relating to recordation of documents.

Referred to Committee on Local Government.

Senate Bill No. 22: By Senator Stiern—An act to add Section 20498.5 to the Government Code, relating to State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 23: By Senator Cobey (By Request of the State Bar of California)—An act to amend Section 1880 of, and to add Section 1880.1 to the Code of Civil Procedure, relating to evidence.

Referred to Committee on Judiciary.

Senate Bill No. 24: By Senator Cobey (By Request of the State Bar of California)—An act to amend Section 2016 of, and to add Section 2036 to, the Code of Civil Procedure, relating to discovery in civil actions and proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 25: By Senator Gibson—An act relating to the tide and submerged lands granted to the City of Vallejo by Chapter 310 of the Statutes of 1913, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 26: By Senator Collier—An act to amend Section 75030.5 of the Government Code, relating to judges' retirement.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 27: By Senator Bradley—An act to amend and renumber Sections 4600, 4601, and 4602 of; to amend Sections 4605, 4606, 4607, 4609, 4610, 4611, 4612, 4614.1, 4614.2, 4614.3, 4614.4, 4614.5, 4614.11, 4614.13, 4614.14, 4614.15, 4615, 4616, 4617, 4618, 4619, 4620, 4621, 4622, 4623, 4624, 4625, 4627, 4634, 4635, 4636, 4636.8, 4638, 4639, 4641, 4642, 4643, 4644, 4645, 4646, 4647, 4648, and the heading of Chapter 1 (commencing with Section 4600), Part 3, Division 5 of; to repeal Sections 4608, 4614.6, 4614.7, 4614.8, 4614.9, 4614.10, 4614.12, 4628, 4629, 4630, 4631, 4632, 4633, 4635, and 4636.7 of; and to add Sections 4600, 4601, 4602, 4602.2, 4602.3, 4610.5, 4611.5, 4613, 4623.5, 4639.5, 4640, and 4641.5 to; the Health and Safety Code; and to repeal the Municipal Sewer District Act of 1939 (Ch. 24, Stats. 1939), relating to Municipal sewer districts.

Referred to Committee on Local Government.

Senate Bill No. 28: By Senator Collier (Coauthor: Assemblyman Gaffney)—An act to repeal Section 26310 of, and to add Section 26508 to, the Vehicle Code, relating to airbrake safety devices.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 3: By Senator Collier—Relative to commercial vehicle identification and qualification.

Referred to Committee on Transportation.

ADJOURNMENT

At 11:30 a.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 11 a.m., Wednesday, January 9, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRD LEGISLATIVE DAY

THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, January 9, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by Father Eugene Lucas, of Our Lady of Guadalupe Church, Sacramento:

God, help the members of this Senate understand the problems of our State; give them the wisdom to legislate sound and just solutions to these problems so that they might guard for us and guarantee for us, the people of California, the exercise of our inalienable rights—life, liberty, and the pursuit of happiness.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Short, on motion of Senator Petersen, on legislative business.

Senator O'Sullivan, on motion of Senator Arnold, on legislative business.

Senator Miller, on motion of Senator Teale, on legislative business.

Senator McCarthy, on motion of Senator Burns, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Symons, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bruce Ivy, Mr. Al Stiller, and Mr. Lloyd Ayers, all of Lone Pine; and Mr. George Du Fault of Olancha.

On request of Senator Holmahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Clifford of Piedmont and Mr. Kenneth Jellins of Oakland; Mr. and Mrs. Tony D'Urso of Oakland; and Mr. George Rusteika and Mr. Robert Coney, both of Hayward.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Wilbur Phillipini of Santa Barbara on January 8, 1963.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Frank Jenney of Los Angeles.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Luvenia C. Price of Wetumpka, Alabama, sister of Assemblyman John Collier.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

THE RESOURCES AGENCY OF CALIFORNIA
January 4, 1963

Mr. J. A. Beck
Secretary of Senate
State Capitol

DEAR SIR: Attached is a copy of a Joint Report on Boating Safety Education Survey in California.

Under separate cover, I have sent 40 copies of this report to your Senate Mail Room.

LACHLAN M. (Lock) RICHARDS, Chief
Division of Small Craft Harbors

Attach

Letter of transmittal ordered printed in the Journal, and the reports filed with the Secretary of the Senate.

STATE OF CALIFORNIA, BOARD OF ADMINISTRATION
STATE EMPLOYEES' RETIREMENT SYSTEM
SACRAMENTO, January 9, 1963

Mr. J. A. Beck
Secretary of the Senate
State Capitol, Sacramento

DEAR SIR: Enclosed is a copy of the report of the Board of Administration, State Employees' Retirement System, filed with the Senate in accordance with Section 20140 of the Government Code.

Very truly yours,

WILLIAM E. PAYNE, Executive Officer

Encl.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 7, 1963

To the Senate of the State of California:

I have the honor to transmit to you herewith a list of interim appointments heretofore made by me to offices which are by law to be filled by the Governor, subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

Respectfully submitted,

EDMUND G. BROWN, Governor

CYRIL MAGNIN, resident of Hillsborough; president of Joseph Magnin stores; member of the Board of San Francisco Port Authority since May 12, 1955; was re-appointed May 1, 1962, Member, Board of San Francisco Port Authority, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of San Francisco Port Authority, vice self, term expired, for the term prescribed by law, ending May 1, 1966.

DR. H. A. TAGLIAFERRI, resident of San Francisco; chief oral surgeon at St. Luke's Hospital in San Francisco; member of the Board of San Francisco Port Authority since February 10, 1959; was reappointed May 1, 1962, Member, Board of San Francisco Port Authority, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of San Francisco Port Authority, vice self, term expired, for the term prescribed by law, ending May 1, 1966.

WALTER T. SHANNON, resident of Sacramento; Director of the Department of Fish and Game; was appointed June 18, 1962, Commissioner, Pacific Marine Fisheries Commission, vice Richard S. Croker, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Commissioner, Pacific Marine Fisheries Commission, vice self, term expired, for the term prescribed by law, ending September 19, 1963.

E. DEAN PRICE, resident of Modesto; attorney at law of the firm of Zeff, Halley and Price; formerly a member of the mental health advisory board of Stanislaus County; graduate of the University of California; served in recent years in various capacities in the Community Chest, United Fund and the heart and cancer campaigns; was appointed September 23, 1962, Member, Board of Trustees, Modesto State Hospital, vice Hans Hartman, M.D., term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Modesto State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

MARGARET SHARP MARBLE, (Mrs. Dana), resident of Santa Paula; native of Ventura County; writer, book reviewer and theater columnist; graduate of Pomona College magna cum laude with honors in creative writing in 1935; was appointed September 11, 1962, Member, Board of Trustees, Camarillo State Hospital, vice Mrs. Alfreda Teague, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Camarillo State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

GREYSON LEE BRYAN, resident of Covina; in real estate investments; was appointed April 26, 1962, Member, Board of Trustees, The Pacific State Hospital, vice Donald P. Nichols, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, The Pacific State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

GANEL S. BAKER, (Mrs. James S.), resident of Pomona; member of the Board of Trustees, The Pacific State Hospital since April 3, 1958; was reappointed April 26, 1962, Member, Board of Trustees, The Pacific State Hospital, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, The Pacific State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

A. T. RICHARDSON, resident of Pomona; Editor, Progress-Bulletin in Pomona; member of the Board of Trustees, The Pacific State Hospital since April 3, 1958; was reappointed April 26, 1962, Member, Board of Trustees, The Pacific State Hospital, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, The Pacific State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

ANNA LAURA MYERS, resident of Covina; graduate of Stanford University with a major in economics and a minor in political science; graduate work at the University of California at Berkeley, specializing in public finance and social work; employed as a social worker in the Pasadena Welfare Department; member of the committee which established the Covina Child Care Center; was appointed May 28,

1962, Member, Board of Trustees, The Pacific State Hospital, vice Mrs. Ina S. Pitzer, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, the Pacific State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

ROY M. SWAIN, O.D., resident of Ukiah; practiced optometry since 1935; active in civic affairs and service organizations; member of the Board of Trustees, Mendocino State Hospital since March 29, 1958; was reappointed July 11, 1962, Member, Board of Trustees, Mendocino State Hospital, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Mendocino State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

WASHINGTON I. MANNING, resident of Napa; grocery store owner and operator; active in the grange; member of the Board of Trustees, Napa State Hospital since February 17, 1945; was reappointed July 11, 1962, Member, Board of Trustees, Napa State Hospital, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Napa State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

DWIGHT H. MURRAY, SR., M.D., former president of the American Medical Association; member of the Board of Trustees, Napa State Hospital since February 17, 1945; was reappointed July 11, 1962, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Napa State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

MRS. MARY REARDON TURNER, resident of Napa; graduate of St. Mary of the Woods College; a dietitian; served as an Army dietitian and as chief dietitian and food administrator in hospitals; was appointed July 11, 1962, Member, Board of Trustees, Napa State Hospital, vice Mrs. Mitto Blodgett, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Napa State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

LOYD T. MARSHALL, resident of Napa; graduate of the University of California with a degree in electrical engineering; recently retired from the Pacific Telephone and Telegraph Company after 38 years of service as electrical engineer and district manager; was appointed July 11, 1962, Member, Board of Trustees, Napa State Hospital, vice Eugene L. Webber, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Napa State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

THEODORE E. CUMMINGS, resident of Beverly Hills; President of the Food Giant Market in Los Angeles; member of the Board of Directors of Food Giant Markets, Inc.; member of the boards of directors of numerous other companies, including Pacific Coast Properties, Inc., Guaranty Bank, and Crown Savings and Loan Company; member of the Business Advisory Council; was appointed July 19, 1962, Member, Commission on Judicial Qualifications, vice Hugh Evans, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Commission on Judicial Qualifications, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

JOSEPH ESTILL HAVENNER, resident of San Marino; graduate of Oregon State College; General Manager, Automobile Club of California; Secretary of the Metropolitan Los Angeles Freeway Committee; Secretary of the Los Angeles Traffic Advisory Board; Member of the Mayor's Traffic Survey Committee; was appointed September 12, 1962, Member, Motor Vehicle Pollution Control Board, vice John C. Spencer, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Motor Vehicle Pollution Control Board, vice self, term expired, for the term prescribed by law, ending July 1, 1966.

RICHARD MAXWELL MOCK, resident of Los Angeles; graduate of the College of Engineering of New York University; an electronics engineer and management consultant; formerly Director of Lear Incorporated; was appointed September 12, 1962,

Member Motor Vehicle Pollution Control Board, vice James Allen, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Motor Vehicle Pollution Control Board, vice self, term expired, for the term prescribed by law, ending July 1, 1966.

ERNST H. PLESSET, Ph.D., resident of Los Angeles; graduate of the University of Pittsburgh and Harvard University, received a doctorate degree from Harvard; President, E. H. Plesset Associates, Inc.; President and Chairman of the Board of Technical Industries, Inc.; former Chief of the Nuclear Energy Division and the Physics Division of the Rand Corporation; was appointed September 12, 1962, Member, Motor Vehicle Pollution Control Board, vice Arie Jan Haagen-Smit, Ph.D., term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Motor Vehicle Pollution Control Board, vice self, term expired, for the term prescribed by law, ending July 1, 1966.

DAN KELSAY, resident of Modesto; Sheriff, Stanislaus County; Member of Commission on Peace Officer Standards and Training since October 6, 1959; was reappointed October 3, 1962, Member of Commission on Peace Officer Standards and Training, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member of Commission on Peace Officer Standards and Training, vice self, term expired, for the term prescribed by law, ending September 18, 1965.

WILLIAM J. McCANN, resident of Santa Fe Springs; City Councilman, Santa Fe Springs; Member of Commission on Peace Officer Standards and Training since March 27, 1962; was reappointed October 1, 1962, Member of Commission on Peace Officer Standards and Training, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member of Commission on Peace Officer Standards and Training, vice self, term expired, for the term prescribed by law, ending September 18, 1965.

ROBERT S. SEARES, resident of Pasadena, Chief of Police, Arcadia; Member of Commission on Peace Officer Standards and Training since October 11, 1960; was reappointed October 3, 1962, Member of Commission on Peace Officer Standards and Training, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member of Commission on Peace Officer Standards and Training, vice self, term expired, for the term prescribed by law, ending September 15, 1965.

REVEREND WALLACE O. KLANDEUB, resident of San Luis Obispo; pastor of the Mt. Carmel Lutheran Church; President of the San Luis Obispo County Ministerial Association; President of the County Co-ordinating Council; was appointed October 25, 1962, Member, Board of Trustees, Atascadero State Hospital, vice Monsignor Michael Sullivan, deceased, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Atascadero State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

HAROLD C. GOODALE, resident of Paso Robles; a retired retail lumber dealer now employed by a real estate firm; prominent in Red Cross, Rotary Club and Methodist Church activities, was appointed October 25, 1962, Member, Board of Trustees, Atascadero State Hospital, vice A. H. Wilbear, M.D., term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Atascadero State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

ROBERT N. EDDY, resident of Bakersfield; Architect; Member, State Building Standards Commission since June 9, 1959; was reappointed December 14, 1962, Member, State Building Standards Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

RICHARD H. BARRETT, resident of Hillsborough; Contractor; Member, State Building Standards Commission since June 9, 1959; was reappointed December 14, 1962, Member, State Building Standards Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

RALPH S. MCLEAN, resident of Fullerton; structural engineer. Member, State Building Standards Commission since June 9, 1959; was reappointed December 14, 1962, Member, State Building Standards Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

JAMES S. LEE, resident of Van Nuys; officer of the State Building and Construction Trades Council; was appointed December 14, 1962, Member, State Building Standards Commission, newly created position, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

JOHN D. MOREHOUSE, resident of Oakhurst; member of the Madera County Planning Commission; Member, State Building Standards Commission since August 22, 1960; was reappointed December 14, 1962, Member, State Building Standards Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

MAX WILLIAM STRAUSS, resident of Los Angeles; superintendent of the Beverly Hills Building Department; local government representative; Member, State Building Standards Commission since March 2, 1961; was reappointed December 14, 1962, Member, State Building Standards Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

LEON EARL HENRY, resident of Inglewood; officer of the Southern California Gas Company; public representative; was appointed December 14, 1962, Member, State Building Standards Commission, newly created position, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

EMIL J. WEBER, resident of San Francisco; electrical contractor; public representative; was appointed December 14, 1962, Member, State Building Standards Commission, newly created position, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

ERNEST B. WEBB, resident of Sacramento; has been a labor union official and labor relations consultant; served on the Unemployment Insurance Appeals Board and the Industrial Accident Commission; was appointed December 18, 1962, Director of Industrial Relations, Department of Industrial Relations, vice Mrs. Margaret R. O'Grady, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Director of Industrial Relations, Department of Industrial Relations, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

JACK EDWARD TAYLOR, resident of Oakland; Building and Housing Administrator; local government representative; was appointed December 19, 1962, Member, State Building Standards Commission, vice Gilbert Morris, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

DON B. LEIFFER, Ph.D., resident of La Mesa; was graduated from high school in Los Angeles and received his A.B. degree from the University of California at Los Angeles and his M.A. and Ph.D. degrees from Harvard University; has been an instructor at Harvard University, Radcliffe College, Tufts College, Boston University, University of California at Los Angeles, and, presently, at San Diego State College; in 1959, was appointed to the Governor's Committee on Metropolitan Area Problems; member of the American, Western and Southern California Political Science Association, Western Governmental Research Association, National Municipal League, American Association of University Professors, Urban League, and Delta Upsilon, was appointed December 28, 1962, Member, Western Interstate Commission for Higher Education, vice Dr. Roy E. Simpson, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Western Interstate Commission for Higher Education, vice self, term expired, for the term prescribed by law, ending October 12, 1966.

PETER E. MITCHELL, resident of Ross, Member, Public Utilities Commission since January 1, 1957; was reappointed December 28, 1962, Member, Public Utilities Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Public Utilities Commission, vice self, term expired, for the term prescribed by law, ending January 1, 1969.

WILLIAM M. BENNETT, resident of San Francisco; received Bachelor of Laws degree from the University of San Francisco; admitted to the State Bar in 1946 and was engaged in private practice until 1949 when he became a deputy attorney general; was appointed January 2, 1963, Member, Public Utilities Commission, vice Major General C. Lyn Fox, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Public Utilities Commission, vice self, term expired, for the term prescribed by law, ending January 1, 1969.

MRS. FLORENCE CLIFTON, resident of Granada Hills; former member of the Los Angeles City Housing Commission and was active in the committee for better schools campaign in Los Angeles in 1957; was appointed January 2, 1963, Chief of the Division of Industrial Welfare, Department of Industrial Relations, vice Mrs. Nancy C. Swadesh, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Chief of the Division of Industrial Welfare, Department of Industrial Relations, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

MELVIN M. BELL, resident of San Francisco; attorney; public representative was appointed January 4, 1963, Member, State Building Standards Commission, newly created position, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

Message read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, January 7, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 1

And reports the same correctly engrossed.

BURNS, Chairman

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 4: By Senator McAteer—Approving amendments to the Charter of the City and County of San Francisco voted for and ratified by the electors of said city and County of San Francisco at a general election held therein on the sixth day of November 1962.

REQUEST FOR UNANIMOUS CONSENT

Senator McAteer asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 4, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 4

Senate Concurrent Resolution No. 4—Approving amendments to the Charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a general election held therein on the sixth day of November 1962.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Schrade, Sedgwick, Stiern, Symons, Teale, Way, Weingand, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolution was offered:

By Senators Gibson, Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams:

Senate Resolution No. 14

Expressing sympathy to Senator Ronald G. Cameron

WHEREAS, On December 8, 1962, fate, in the form of fire, dealt Senator Ronald G. Cameron, a highly esteemed member of this body, a most cruel blow, in that it took from him his loyal and devoted wife, Irene Madaras Cameron, and also severely injured his eight-year-old daughter, Laurie Ann; and

WHEREAS, Irene Katherine Madaras Cameron was a native of Michigan, was a graduate of the University of California at Los Angeles, was married to Ronald Cameron at Los Angeles in 1941, and became the mother of Jane Ellen and Laurie Ann Cameron; and

WHEREAS, Irene Cameron was not only a devoted mother but was active in civic affairs of the community in which she lived, having been president of the Auburn Newcomers' Club and the Auburn Democratic Women's Club; one of the first storytellers of the Children's Story Hour at the Auburn City Library; active in the Auburn Camp Fire Girls' Council, Placer Hills P.T.A., Citizens' Committee of the Placer Hills School District, Federated Women's Club of Auburn, and the Lawyer's Wives of Sacramento; and

WHEREAS, In addition to the loss of his devoted wife, his younger daughter, Laurie Ann, is still in the hospital making a slow recovery from injuries received in the same disaster that deprived her of her mother; and

WHEREAS, Such a blow as has been sustained by our respected brother Senator, Ronald G. Cameron, serves as a reminder of the affectionate regard we have for him, and the high esteem in which he is held; and

WHEREAS, It is impossible for any words of ours to assuage the grief occasioned by his tragic loss, we wish, by this resolution, to convey to Ronald G. Cameron some small measure of our share in his bereavement; now, therefore, be it

Resolved by the Senate of the State of California, That its members and officers deeply deplore the events herein referred to, and desire by this resolution to convey their heartfelt sympathy to their beloved fellow member, the Honorable Ronald G. Cameron; and be it further

Resolved, That when the Senate adjourns this day it shall do so in honor of the memory of Irene Katherine Madaras Cameron; and be it further

Resolved, That the Secretary of the Senate be instructed to present suitably prepared copies of this resolution to Senator Ronald G. Cameron and his daughters, Jane Ellen and Laurie Ann, and to other members of the immediate family of Irene Katherine Madaras Cameron.

Resolution read, and referred to Committee on Rules.

MOTION TO PRINT REPORTS

Senator Burns moved that the following letters of transmittal from the Department of Public Health be printed in the Journal, and the reports submitted herewith printed in the Appendix to the Journal.

Motion carried.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC HEALTH
BERKELEY 4, CALIFORNIA, January 9, 1963

Hon. Hugh M. Burns, President pro Tempore
State Senate, Sacramento

Hon. Jesse M. Unruh, Speaker
State Assembly, Sacramento

GENTLEMEN: Attached is a report by the Southern California Hospital Planning Committee and the San Francisco Bay Area Regional Hospital Planning Committee, developed in compliance with Section 431.8, Chapter 1754, Statutes of 1961. The statute directed these committees to report their activities to the Legislature and to the Advisory Hospital Council.

The State Advisory Hospital Council received the report December 6, 1962 and adopted the following resolution:

The California Advisory Hospital Council receives with appreciation the report of the Southern California Regional Hospital Planning Committee and the San Francisco Bay Area Regional Hospital Planning Committee, submitted in compliance with Section 431.8, Chapter 1754, Statutes of 1961.

The activities and report of the committees will provide valuable assistance to the Advisory Hospital Council in statewide planning of hospitals and related health facilities. The experience of these committees provides a sound basis for further development of planning methods involving greater local community participation.

The Council recognizes the tremendous volume of work involved in a study of community health needs and resources and appreciates the contributions of the committee members in the diligent consideration of these problems. The development of a joint report containing viewpoints on which agreement of all members was achieved is especially appreciated. The council also recognizes the valuable assistance and service which the committees have provided local communities.

The Council agrees with the findings and recommendations of the committees. The council is cognizant of the tremendous problems involved in the assessment of needs for health facilities and the development of effective planning objectives. The council also recognizes the need for continuous study and looks forward to continuing relationship with regional planning committees, if the Legislature considers it desirable to extend the legislation.

Respectfully submitted,

MALCOLM H. MERRILL, M.D.
Director of Public Health and
Chairman, State Advisory Hospital Council

Letter of transmittal ordered printed in the Journal, and the report in the Appendix to the Journal.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC HEALTH
BERKELEY 4, CALIFORNIA, January 9, 1963

Hon. Hugh M. Burns, President pro Tempore
State Senate, Sacramento

Hon. Jesse M. Unruh, Speaker
State Assembly, Sacramento

GENTLEMEN: In compliance with the 1961 Assembly Concurrent Resolution No. 72 relative to air pollution, I take pleasure in submitting this report, "The Diesel Vehicle and Its Role in Air Pollution." Resolution No. 72 directed the department to obtain data on pollutants and irritants from diesels and to define maximum allowable emissions for smoke, odorous compounds and other pollutants from diesel powered motor vehicles.

During the past several years, the Legislature has taken significant steps toward the control of motor vehicle emissions which are recognized as major contributors to photochemical smog in California. In 1959 it directed the State Department of Public Health to establish a state program to control emissions from vehicles and in 1960 it created the Motor Vehicle Pollution Control Board to test and to approve control devices.

As will be noted in the ensuing report, much still needs to be learned about air pollution from diesels. Their exhaust cannot always be evaluated by the same procedures that are in present use for gasoline powered vehicles. Only limited data are available on emissions from diesels, their role in air pollution and their effects on health. Little is known about the control of the odorous compounds. Exact answers to these questions require additional investigation.

Nevertheless, it is known at this time that diesels present special kinds of air pollution problems, chiefly those concerned with smoke, odor and irritation of the eyes, nose and throat. Almost everyone, at one time or another, has been annoyed by the plumes of black smoke and the odor from diesels. Any statewide program to control the emissions from motor vehicles, therefore, must also take into account the special problems associated with the operation of diesel vehicles on our streets and highways.

Very sincerely yours,

MALCOLM H. MERRILL, M.D.
Director of Public Health

Letter of transmittal, ordered printed in the Journal, and the report in the Appendix to the Journal.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC HEALTH
BERKELEY, January 9, 1963

Hon. Hugh M. Burns, President pro Tempore
State Senate
Sacramento, California

DEAR SENATOR BURNS: We are pleased to submit this report in response to Senate Resolution No. 44 adopted April 13, 1962, "Relating to Respiratory Disabilities." Many individuals and groups throughout California assisted us in the preparation of this report. We are particularly indebted for the excellent counsel given by our advisory committee.

The adoption of Senate Resolution No. 44 was an expression of the growing concern regarding the problems of the increasing number of California citizens who are afflicted with severe respiratory disabilities.

This report is presented for consideration by the Legislature as a basis for possible action in meeting a serious and growing health problem in California.

Respectfully submitted,

MALCOLM H. MERRILL, M.D.
Director of Public Health

Letter of transmittal ordered printed in the Journal, and the report printed in the appendix to the Journal.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC HEALTH
BERKELEY, January 9, 1963

Hon. Edmund G. Brown, Governor of California
Sacramento

Hon. Hugh M. Burns, President pro Tempore
State Senate, Sacramento

Hon. Jesse M. Unruh, Speaker
State Assembly, Sacramento

GENTLEMEN: Pursuant to Chapter 789, Statutes of 1959, we are pleased to transmit herewith a report of the activities of the Cancer Advisory Council during the year 1962.

Respectfully submitted,

MALCOLM H. MERRILL, M.D.
Director of Public Health

Letter of transmittal ordered printed in the Journal, and the report printed in the appendix to the Journal.

RESOLUTIONS

The following resolution was offered:

By Senators Miller, Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtee, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams:

Senate Resolution No. 15

Expressing sympathy to Senator Stephen P. Teale, and memorializing the memory of Barbara Baker Teale, Stephen Joseph Teale and Peter Jeffrey Teale

WHEREAS, The members of the California Senate, as well as the people of the State of California generally, were shocked and grieved to hear of the tragic accident occurring on December 20, 1962, which deprived Senator Stephen P. Teale of his two sons, Joseph and Peter, and of his beloved wife, Barbara; and

WHEREAS, Barbara Baker Teale was born at Ventura, California, in 1918, graduated from Compton College and the Los Angeles College of Osteopathic Physicians and Surgeons, where she became acquainted with Stephen P. Teale, who was at that time a student in the institution, and to whom she was married in 1945; and

WHEREAS, Barbara Teale accompanied her husband to Calaveras County, where they began the practice of their profession at West Point and founded a hospital; and where Barbara Teale became a member of the General Advisory Committee on Crippled Children's Services, President of the Calaveras County Tuberculosis and Health Association, and Secretary of the Forty-first Medical Society; and

WHEREAS, Barbara Teale became a devoted mother of two sons, Stephen Joseph Teale and Peter Jeffrey Teale, bright, sturdy boys who were occasional visitors to the Senate, whose members they impressed as fine future Americans, and both of whom lost their lives in the same accident which resulted in the death of their mother; and

WHEREAS, Individuals intimately familiar with the affairs of the California Senate for many years can remember no single event which has occasioned more sorrow to the members of this body, nor one which has evoked more of a feeling of brotherly sympathy for any one of its members than is now being manifested for their distinguished and beloved fellow member, the bereaved husband and father to whom fate has dealt the tragic blow of depriving him of all of his dear ones at once; and

WHEREAS, Realizing the futility of words to convey the depth of feeling engendered in their hearts, his fellow members still desire to express their understanding of his sense of loss to the best of their ability; now, therefore, be it

Resolved by the Senate of the State of California, That the members and officers of this body desire by this resolution to express to their beloved member, Stephen P. Teale, their heartfelt sympathy in his tragic bereavement; and be it further

Resolved, When the Senate shall discontinue its deliberations this day, it shall adjourn in honor of the memory of Barbara Baker Teale and her sons Stephen Joseph and Peter Jeffrey Teale; and be it further

Resolved, That the Secretary of the Senate be directed to present suitably prepared copies of this resolution to Senator Stephen P. Teale, to Julia Baker, mother, and to Joseph K. Baker, Ashton W. Baker, and Morton Baker, brothers of Barbara Baker Teale.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 29: By Senator Collier—An act to amend Section 5715.1 of the Education Code, relating to junior colleges, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 30: By Senator Collier—An act to add Chapter 6 (commencing with Section 28100) to Division 12 of the Vehicle Code, relating to Vehicle Equipment Safety Compact.

Referred to Committee on Transportation.

Senate Bill No. 31: By Senator Collier—An act to amend Section 5006 of the Public Resources Code, relating to state parks and monuments.

Referred to Committee on Judiciary.

Senate Bill No. 32: By Senator Collier—An act to amend Sections 209 and 212 of the Fish and Game Code, relating to the Fish and Game Commission.

Referred to Committee on Fish and Game.

Senate Bill No. 33: By Senator Farr (At Request of the State Bar of California)—An act to amend Sections 702 and 703 of the Code of Civil Procedure, relating to amounts required to redeem from judicial sale of real property.

Referred to Committee on Judiciary.

Senate Bill No. 34: By Senator Cameron—An act to amend Section 20004 of the Education Code, relating to the junior college tax relief act, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 35: By Senator Gibson (Coauthor: Assemblyman Young)—An act to add Section 13109.2 to the Government Code, relating to letting of state property.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 36: By Senator Gibson—An act to amend Section 1170 of the Harbors and Navigation Code, relating to bar pilotage rates for Bays of San Francisco, San Pablo, and Suisun.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 37: By Senator Gibson—An act to add Section 17750.1 to the Business and Professions Code, relating to trading stamps.

Referred to Committee on Business and Professions.

Senate Bill No. 38: By Senator Geddes—An act to add Section 22508.5 to the Vehicle Code, relating to parking meter revenue.

Referred to Committee on Transportation.

Senate Bill No. 39: By Senator Holmdahl (At the Request of the State Bar of California)—An act to amend Sections 659 and 663a of the Code of Civil Procedure, relating to mailing by clerk of notice of entry of judgment.

Referred to Committee on Judiciary.

Senate Bill No. 40: By Senator Geddes—An act to add Section 3.5 to the Yolo County Flood Control and Water Conservation District Act (Chapter 1657, Statutes of 1951), relating to the Yolo County Flood Control and Water Conservation.

Referred to Committee on Local Government.

Senate Bill No. 41: By Senators Rattigan, Geddes, Gibson, and Christensen—An act to add Section 5829.3 to the Public Resources Code, relating to small craft harbors.

Referred to Committee on Natural Resources.

Senate Constitutional Amendment No. 1: By Senator Holmdahl—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 26 to Article I, relating to the death penalty.

Referred to Committee on Governmental Efficiency.

Senate Constitutional Amendment No. 2: By Senator Holmdahl—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 27 to Article I, relating to the death penalty.

Referred to Committee on Governmental Efficiency.

Senate Concurrent Resolution No. 5: By Senator Christensen—Relating to the naming of a bridge in memory of the late George J. Cole.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 6: By Senator Christensen—Relating to the naming of a bridge in memory of the late Paul E. Mudgett.

Referred to Committee on Transportation.

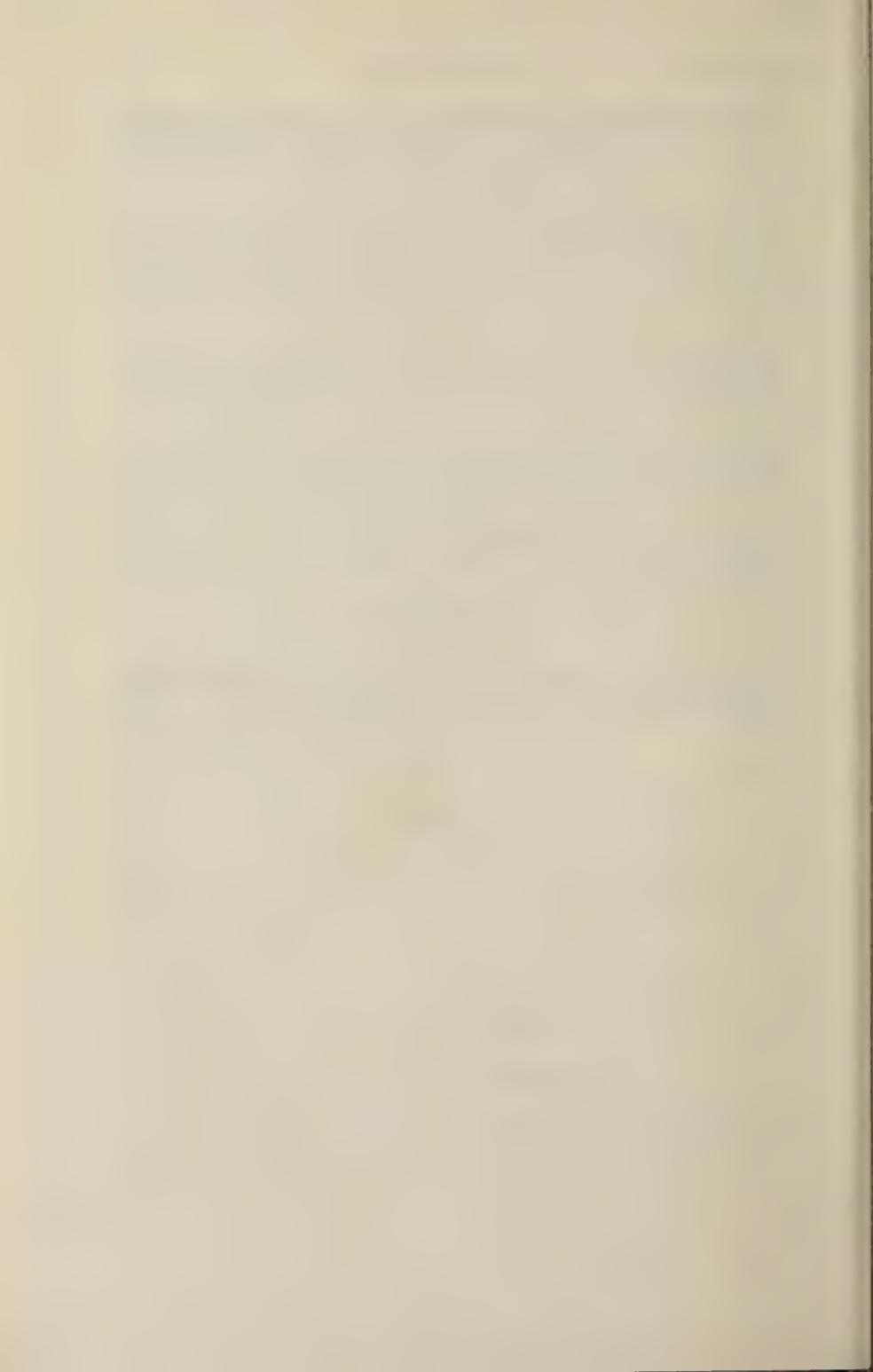
Senate Concurrent Resolution No. 7: By Senator Christensen—Relating to the naming of a bridge in memory of the late Richard Fleisher.

Referred to Committee on Transportation.

ADJOURNMENT

At 11.33 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 9.30 a.m., Thursday, January 10, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FOURTH LEGISLATIVE DAY

FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, January 10, 1963

The Senate met at 9.30 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

O God, whose Spirit in the beginning, did move fecundly over the face of the deep, and whose almighty *fiat* called forth light where there was only darkness and evoked the splendor and order of the universe where there was only chaos; this day, we beseech Thee, that Thy Spirit will hover here, and move again over the vastness of this State, that with Thy divine assistance, we too, in our solemn charge of state, may bring forth light where there seems to be only darkness, and may further the noble structure of the law which firmly holds the ordered lives of men above the precipitous chaos. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Short, on motion of Senator Petersen, on legislative business.

Senator Rattigan, on motion of Senator Rodda, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senators McCarthy and Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Mosner of Los Angeles.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Nan Cotton of Pollock Pines.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

SENATE RULES COMMITTEE, SENATE CHAMBER
STATE CAPITOL, SACRAMENTO
January 10, 1963

MR. PRESIDENT: The Committee on Rules has approved the list of press representatives for credentials during the 1963 General Session as submitted by Earl C. Behrens, President of the Capitol Correspondents Association.

BURNS, Chairman

CAPITOL CORRESPONDENTS ASSOCIATION
STATE CAPITOL, SACRAMENTO
January 8, 1963

Chairman, Senate Committee on Rules
Senate Chamber, State Capitol
Sacramento, California

DEAR MR. CHAIRMAN: The following named persons are eligible for accreditation as representatives of the Press at the General Session of the Legislature of 1963:

Associated Press: Morrie Landsberg, Jerry D. Harrell, John R. Morzanthalier, Bill Boyarsky, Austin D. Scott, Frank Stork, Ron Deutsch, Jerry Rankin, Nadine Miller, Al Barton, Bill Reckard

Capitol News Service: Henry C. MacArthur, Edwin S. Capps, James D. MacArthur, Jo Johnson

Copley Newspapers—San Diego Union: Art Ribbel

Copley Los Angeles Area Newspapers and San Diego Evening Tribune: Ralph B. Bennett

Fresno Bee—Modesto Bee: James Wrightson

Los Angeles Times: Robert M. Blanchard, Jerry Gillam, Daryl E. Lemcke

Los Angeles Herald-Examiner: Judson Baker

Long Beach Independent-Press-Telegram: James R. McCauley

Oakland Tribune: Don Thomas

Palo Alto Times: Ward Winslow

Sacramento Bee: Herbert L. Phillips, Richard Rodda, A. E. Lyons, Tom Arden, Robert Handsaker, Wilson K. Lythgoe, Arthur L. Wood

Sacramento Union: Bert Clinkston

San Francisco Chronicle: Earl C. Behrens, Jackson Doyle

San Francisco Examiner: Sydney Kossen, A. J. Welter, Jr.

San Francisco News-Call Bulletin: Jack S. McDowell

San Jose Mercury-News: Harry Farrell

San Rafael Independent-Journal: Chapin A. Day

United Press International: James C. Anderson, DeVan J. Shumway, Robert S. Fairbanks, Kenneth L. Kitcher, George C. Skelton, Patricia Keeble, R. D. Wagner, Kenneth Reich

KATV: Phil Wilson, Solon Grey, Larry Roberts, Ed Popejoy, Don Rivera, Jack Wolfe

KCPA-TV: Harry Sweet, Ed Sweetman, Vern Hawkins, Paul Artian, Jerry Weaver, John Jervis, Bill Harvey, Don Oliver, Murray Wesgate, Bill Zimlick, Don Smith, Bob Whitten

KSFN: Mac Mailes, Eugene Herriott, Bill Laird, R. W. Alexander, Mal MacIntyre

SQUIRE BEHRENS, President

STANDING COMMITTEE:
MORRIE LANDSBERG, Chairman
JAMES C. ANDERSON
RICHARD RODDA

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 9, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 9

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JOHN D. DRISCOLL, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 9—Approving an amendment to the Charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein November 6, 1962.

Request for Unanimous Consent

Senator Rees asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 9, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 9

Assembly Concurrent Resolution No. 9—Approving an amendment to the Charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein November 6, 1962.

Resolution read, and presented by Senator Rees.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 9, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 10

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By **JAMES D. DRISCOLL**, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 10—Relative to the selection of the Legislative Counsel of California.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 10, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 10

Assembly Concurrent Resolution No. 10—Relative to the selection of the Legislative Counsel of California.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees,

Regan, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 8, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 2

Assembly Concurrent Resolution No. 6

Assembly Concurrent Resolution No. 3

Assembly Concurrent Resolution No. 7

Assembly Concurrent Resolution No. 4

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

By JAMES D. DRISCOLL, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 2—Approving a certain amendment to the Charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the fifth day of June 1962.

Request for Unanimous Consent

Senator Holmdahl asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 2, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 2

Assembly Concurrent Resolution No. 2—Approving a certain amendment to the Charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the fifth day of June 1962.

Resolution read, and presented by Senator Holmdahl.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 3—Approving amendments to the charter of the City of Berkeley, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the primary election held therein on the fifth day of June, 1962.

Request for Unanimous Consent

Senator Holmdahl asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 3, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 3

Assembly Concurrent Resolution No. 3—Approving amendments to the charter of the City of Berkeley, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the primary election held therein on the fifth day of June, 1962.

Resolution read, and presented by Senator Holmdahl.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams.—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 4—Approving the charter of the City of Modesto, County of Stanislaus, State of California, ratified by the qualified electors of the city at an election held therein on the sixth day of November, 1962.

Request for Unanimous Consent

Senator Donnelly asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 4, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 4

Assembly Concurrent Resolution No. 4—Approving the charter of the City of Modesto, County of Stanislaus, State of California, ratified by the qualified electors of the city at an election held therein on the sixth day of November, 1962.

Resolution read, and presented by Senator Donnelly.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Stiern, Sturgeon, Symons, Way, Weingand, and Williams.—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 6—Approving certain amendments to the Charter of the City of Pasadena, State of California, ratified by the qualified electors of said city at a special municipal election held therein on November 6, 1962.

Request for Unanimous Consent

Senator Rees asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 6, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 6

Assembly Concurrent Resolution No. 6—Approving certain amendments to the Charter of the City of Pasadena, State of California, ratified by the qualified electors of said city at a special municipal election held therein on November 6, 1962.

Resolution read, and presented by Senator Rees.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 7—Approving amendments to the charter of the City of Redwood City, a municipal corporation in the County of San Mateo, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the statewide election held therein on November 6, 1962.

Request for Unanimous Consent

Senator Dolwig asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 7, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 7

Assembly Concurrent Resolution No. 7—Approving amendments to the charter of the City of Redwood City, a municipal corporation in the County of San Mateo, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the statewide election held therein on November 6, 1962.

Resolution read, and presented by Senator Dolwig. The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman,

Quick, Rees, Regan, Rodda, Schrader, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

SENATE RULES COMMITTEE, SENATE CHAMBER
STATE CAPITOL, SACRAMENTO
January 10, 1963

MR. PRESIDENT: The Committee on Rules has appointed Senator Lagomarsino Vice Chairman of the Permanent Fact Finding Committee on Agriculture, vice Senator Slattery.

BURNS, Chairman

SENATE RULES COMMITTEE, SENATE CHAMBER
STATE CAPITOL, SACRAMENTO
January 10, 1963

MR. PRESIDENT: The Committee on Rules has appointed members to serve on the Joint Interim Committee on Legislative Organization as follows:

Senator O'Sullivan, vice self
Senator Rattigan, vice Brown

BURNS, Chairman

LETTER OF TRANSMITTAL

SENATE, CALIFORNIA LEGISLATURE
December 28, 1962

Hon. Glenn M. Anderson
President of the Senate
State Capitol, Sacramento

DEAR MR. PRESIDENT: Pursuant to Senate Resolution No. 135 adopted May 25, 1959, the Senate Fact Finding Committee on Local Government submits this report on local government activity in civil defense programs and the economic problems of local areas hit by automation and technological change.

The committee wishes to express its sincere appreciation to the many witnesses who appeared before it or otherwise gave it the benefit of their counsel and research.

Respectfully submitted,

RICHARD RICHARDS, Chairman
ROBERT D. WILLIAMS, Vice Chairman

JOHN C. BEGOVICH
EDWIN J. REGAN
ROBERT J. LAGOMARSINO

SAMUEL R. GEDDES
ALBERT S. ROEDA

Letter of transmittal ordered printed in the Journal, and the report in the Appendix to the Journal.

RESOLUTIONS

The following resolution was offered:

By Senator Rodda:

Senate Resolution No. 16

In honor of the memory of Judge Peter J. Shields

WHEREAS, On September 28, 1962, Judge Peter J. Shields, the grand old man of the Sacramento judiciary, ended his life and went to his reward at the ripe old age of one hundred years; and

WHEREAS, Judge Peter J. Shields was born on April 4, 1862, in California, at a long obliterated Sacramento suburb near Mills; graduated at seventeen from Christian Brothers College in Sacramento, and studied law, reading in the office of Judge Amos P. Catlin; and

WHEREAS, Judge Shields became the law partner of Hiram W. Johnson; was elected to the superior bench in Sacramento at the age of thirty-eight; and was father of the agricultural college at Davis, which he founded, almost single handed, in 1906; and

WHEREAS, His notable achievements and influence many times caused his friends to seek to place his name in nomination for a position on the higher state courts or political office, all of which friendly suggestions he refused to follow, feeling that his service belonged to the people of Sacramento County; and

WHEREAS, Judge Shields was active in community life, notably in promoting the Boy Scout movement; shared his personal philosophy and wisdom with the public through annual birthday messages which received wide circulation in the local press; was a friend and supporter of the McGeorge College of Law, and advisor to unnumbered young people groping their way through the maze of youth, and endearing himself to people in all walks of life by his kindly and sympathetic understanding; and

WHEREAS, Judge Shields was married in 1901 to Carolee Wiltsee of Sacramento, an accomplished pianist who aided him in much of his work and doubtless contributed to his longevity; and

WHEREAS, The passing of Judge Shields, even though occurring at the zenith of five score years, will be felt as a great loss to the community and to the large number of people to whom he was a constant source of inspiration and encouragement; now, therefore, be it

Resolved by the Senate of the State of California. That its members and officers mourn the passing of Judge Peter J. Shields, recognize his career as one which should be an example to the youth of the community, and desire by this resolution to express their veneration for the character of Judge Shields, and their sympathy to surviving relatives; and be it further

Resolved. That when the Senate shall adjourn this day it shall do so in memory of Judge Peter J. Shields; and be it further

Resolved. That the Secretary of the Senate be directed to present suitably prepared copies of this resolution to Mrs. Peter J. Shields and to other surviving relatives of Judge Peter J. Shields.

Resolution read, and unanimously adopted on motion of Senator Rodda.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 1

Senator Burns moved that Senate Bill No. 1 be withdrawn from Committee on Water Resources and re-referred to Committee on Rules.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 8: By Senator Rodda—Relative to approving amendments to the Charter of the County of Sacramento, State of California, ratified by the qualified electors of the county at a special election held therein on the sixth day of November, 1962.

Request for Unanimous Consent

Senator Rodda asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 8, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 8

Senate Concurrent Resolution No. 8—Relative to approving amendments to the Charter of the County of Sacramento, State of California, ratified by the qualified electors of the county at a special election held therein on the sixth day of November, 1962.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Delwig, Donnelly, Goddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, O'Sullivan, Petersen, Putnam, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Stern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time:

Senate Bill No. 42: By Senator Cobey (At Request of California Law Revision Commission)—An act to add Division 3.6 (commencing with Section 810) to Title 1 of the Government Code, and to amend Sections 340, 1095 and 1242 of the Code of Civil Procedure, and to repeal Sections 903, 1041, 1042, 13551, 15512, 15513, 15514, 15515 and 15516 of the Education Code, and to repeal Article 1 (commencing with Section 1950) of Chapter 6 of Division 4 of Title 1 of, Article 6 (commencing with Section 50140) of Chapter 1 of Part 1 of Division 1 of Title 5 of, Article 3 (commencing with Section 53050) of Chapter 2 of Part 2 of Division 1 of Title 5 of, and Sections 2002.5, 39586, 54002, 61627 and 61633 of, the Government Code, and to amend Sections 943 and 954 of, and to repeal Chapter 23 (commencing with Section 5640) of Part 3 of Division 7 of, the Streets and Highways Code, and to repeal Article 10 (consisting of Section 51480) of Part 7 of Division 15 of, Chapter 5 (commencing with Section 60200) of Part 3 of Division 18 of, and Sections 22725, 22726, 22730, 22731, 31083, 31089, 31090, 35750, 35751, 35755, 35756, 50150 and 50152 of, the Water Code, and to amend Sections 6005, 6610.3 and 6610.9 of the Welfare and Institutions Code, and to repeal Section 21 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), and to repeal Section 10 of Chapter 641 of the Statutes of 1931 (Flood Control and Flood Water Conservation District Act), relating to liability of public entities and public officers, agents and employees.

Referred to Committee on Judiciary.

Senate Bill No. 43: By Senator Cobey (At Request of California Law Revision Commission)—An act to add Part 3 (commencing with Section 900), Part 4 (commencing with Section 940) and Part 5 (commencing with Section 965), to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session, and to amend Section 439.56 of the Agricultural Code, and to add Section 342 to, and to amend Section 313 of, the Code of Civil Procedure, and to amend Sections 904, 926, 16978, 27591, 27891 and 28381 of the Education Code, and to amend Sections 29700, 29703, 29748, 37201, 39586 and 61628 of, and to repeal Division 3.5 (commencing with Section 600) of Title 1 of, and Section 13920.1 of, the Government Code, and to amend Sections 5905, 6095, 6370, 6960 and 7172 of the Harbors and Navigation Code, and to amend Sections 954, 2320, 2880, 4130, 4185.1, 4665.6, 4817, 5617, 5745, 6096, 6805, 9010, 14163.5, 14363, 14488, 20115, 24232, 24374, 24376.40, 32492, 33340 and 34380 of the Health and Safety Code, and to amend Sections 945 and 1209 of the Military and Veterans Code, and to amend Sections 5553.5, 5784.19, 9420 and 11520 of the Public Resources Code, and to amend Sections 12830, 16682, 22601, 25951 and 29060 of the Public Utilities Code, and to amend Sections 8230, 19190, 25360, 26225, 27190, 31867, 33550 and 35707 of the Streets and Highways Code, and to amend Sections 8991, 22727, 31084, 35752, 44457, 50145, 55720, 56117 and 70200 of the Water Code, and to amend Section 3.1 of Chapter 349 of the Statutes of 1873-74, and to amend Section 9.5 of Chapter 63 of the Statutes of 1880, and to amend Section 12.5 of Chapter 158 of the

Statutes of 1885, and to amend Section 9 of Chapter 201 of the Statutes of 1895, and to amend Section 49.5 of the Drainage Act of 1903 (Chapter 233, Statutes of 1903), and to amend Section 11 of Chapter 310 of the Statutes of 1905, and to amend Section 46.5 of Chapter 25 of the Statutes of 1907, and to amend Section 19.1 of the Storm Water District Act of 1909 (Chapter 222, Statutes of 1909), and to amend Section 20 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), and to amend Section 8.5 of Chapter 99 of the Statutes of 1913, and to amend Section 8.5 of Chapter 361 of the Statutes of 1915, and to amend Section 34.5 of the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), and to amend Section 6.1 of the Metropolitan Water District Act (Chapter 429, Statutes of 1927), and to amend Section 10.5 of Chapter 641 of the Statutes of 1931, and to amend Section 21.1 of the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931), and to amend Section 135.5 of the California Water Storage and Conservation District Act (Chapter 1253, Statutes of 1941), and to amend Section 15.5 of the County Water Authority Act (Chapter 545, Statutes of 1943), and to amend Section 29 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), and to amend Section 10 of the Amador County Water Agency Act (Chapter 2137, Statutes of 1959), and to amend Section 20.5 of the American River Flood Control District Act (Chapter 808, Statutes of 1927), and to amend Section 75 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146, Statutes of 1959), and to amend Section 30 of the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617, Statutes of 1951), and to amend Section 9.5 of the Contra Costa County Storm Drainage District Act (Chapter 1532, Statutes of 1953), and to amend Section 20 of the Contra Costa County Water Agency Act (Chapter 518, Statutes of 1957), and to amend Section 25 of Chapter 40 of the Statutes of 1962 (1st Ex. Sess.) (Crestline-Lake Arrowhead Water Agency Act), and to amend Section 31 of the Del Norte County Flood Control District Act (Chapter 166, Statutes of 1955), and to amend Section 41 of the El Dorado County Water Agency Act (Chapter 2139, Statutes of 1959), and to amend Section 53 of the Fairfield-Suisun Sewer District Act (Chapter 303, Statutes of 1951), and to amend Section 11.5 of the Fresno Metropolitan Flood Control Act (Chapter 503, Statutes of 1955), and to amend Section 31 of the Humboldt County Flood Control District Act (Chapter 939, Statutes of 1945), and to amend Section 15 of the Kings River Conservation District Act (Chapter 931, Statutes of 1951), and to amend Section 34 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544, Statutes of 1951), and to amend Section 13 of the Lassen-Modoc County Flood Control and Water Conservation District Act (Chapter 2127, Statutes of 1959), and to amend Section 14½ of the Los Angeles County Flood Control Act (Chapter 755, Statutes of 1915), and to amend Section 4.23 of the Los Angeles Metropolitan Transit Authority Act of 1957 (Chapter 547, Statutes of 1957), and to amend Section 11 of the Lower San Joaquin Levee District Act (Chapter 1075, Statutes of 1955), and to amend Section 29 of the Marin County Flood Control and Water Conservation District Act

(Chapter 666, Statutes of 1953), and to amend Section 10 of the Mariposa County Water Agency Act (Chapter 2036, Statutes of 1959), and to amend Section 8 of the Mendocino County Flood Control and Water Conservation District Act (Chapter 995, Statutes of 1949), and to amend Section 24 of the Mojave Water Agency Law (Chapter 2146, Statutes of 1959), and to amend Section 53 of the Montalvo Municipal Improvement District Act (Chapter 549, Statutes of 1955), and to amend Section 30 of the Monterey County Flood Control and Water Conservation District Act (Chapter 699, Statutes of 1947), and to amend Section 15.1 of the Monterey Peninsula Airport District Act (Chapter 52, Statutes of 1941), and to amend Section 8 of the Morrison Creek Flood Control District Act (Chapter 1771, Statutes of 1953), and to amend Section 30 of the Napa County Flood Control and Water Conservation District Act (Chapter 1449, Statutes of 1951), and to amend Section 42 of the Nevada County Water Agency Act (Chapter 2122, Statutes of 1959), and to amend Section 3.1 of the Orange County Flood Control Act (Chapter 723, Statutes of 1927), and to amend Section 20.5 of the Orange County Water District Act (Chapter 924, Statutes of 1933), and to amend Section 29.5 of the Palo Verde Irrigation District Act (Chapter 452, Statutes of 1923), and to amend Section 13 of the Plumas County Flood Control and Water Conservation District Act (Chapter 2114, Statutes of 1959), and to amend Section 15 of the Riverside County Flood Control and Water Conservation District Act (Chapter 1122, Statutes of 1945), and to amend Section 8.1 of the Sacramento County Water Agency Act (Chapter 10, Statutes of 1952 (1st Ex. Sess.)), and to amend Section 34 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), and to amend Section 8 of the San Bernardino County Flood Control Act (Chapter 73, Statutes of 1939), and to amend Section 17.5 of the San Diego County Flood Control District Act (Chapter 1372, Statutes of 1945), and to amend Section 30 of the San Luis Obispo County Flood Control and Water Conservation District Act (Chapter 1294, Statutes of 1945), and to amend Section 9 of the San Mateo County Flood Control District Act (Chapter 2108, Statutes of 1959), and to amend Section 31 of the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), and to amend Section 8.1 of the Santa Barbara County Water Agency Act (Chapter 1501, Statutes of 1945), and to amend Section 48 of the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289, Statutes of 1955), and to amend Section 30 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), and to amend Section 154 of the Santa Cruz County Flood Control and Water Conservation District Act (Chapter 1489, Statutes of 1955), and to amend Section 13 of the Sierra County Flood Control and Water Conservation District Act (Chapter 2123, Statutes of 1959), and to amend Section 13 of the Siskiyou County Flood Control and Water Conservation District Act (Chapter 2121, Statutes of 1959), and to amend Section 8.1 of the Solano County Flood Control and Water Conservation District Act (Chapter 1656, Statutes of 1951), and to amend Section 53 of the Sol-

vang Municipal Improvement District Act (Chapter 1635, Statutes of 1951), and to amend Section 8 of the Sonoma County Flood Control and Water Conservation District Act (Chapter 994, Statutes of 1949), and to amend Section 10 of the Sutter County Water Agency Act (Chapter 2088, Statutes of 1959), and to amend Section 23 of the Upper Santa Clara Valley Water Agency Law (Chapter 28, Statutes of 1962, 1st Ex. Sess.), and to amend Section 25 of the Vallejo Sanitation and Flood Control District Act (Chapter 17, Statutes of 1952 (1st Ex. Sess.)), and to amend Section 13 of the Ventura County Flood Control Act (Chapter 44, Statutes of 1944 (4th Ex. Sess.)), and to amend Section 8 of the Yolo County Flood Control and Water Conservation District Act (Chapter 1657, Statutes of 1951), and to amend Section 10 of the Yuba County Water Agency Act (Chapter 788, Statutes of 1959), and to amend Section 40 of the Yuba-Bear River Basin Authority Act (Chapter 2131, Statutes of 1959), relating to claims, actions and judgments against public entities and public officers, agents and employees.

Referred to Committee on Judiciary.

Senate Bill No. 44: By Senator Cobey (At Request of California Law Revision Commission) —An act to add Chapter 5 (commencing with Section 989.1) to Division 3.5 of Title 1 of the Government Code, and to add Part 6 (commencing with Section 989) to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session, and to add Section 11007.4 to, and to repeal Sections 1931, 1956, 1956.5, 1959, and 53056 of, the Government Code, and to repeal Section 17003 of the Vehicle Code, and to repeal Sections 22732 and 35757 of the Water Code, relating to insurance for public entities and public officers, agents and employees.

Referred to Committee on Judiciary.

Senate Bill No. 45: By Senator Cobey (At Request of California Law Revision Commission) —An act to add Chapter 6 (commencing with Section 992.1) to Division 3.5 of Title 1 of the Government Code, and to add Part 7 (commencing with Section 995) to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session, and to repeal Sections 2000 and 2001 of, and to amend Sections 2602.5, 26529 and 61632 of, the Government Code, and to repeal Sections 1043 and 13097.1 of the Education Code, and to repeal Section 60201 of, and to amend Section 31088 of, the Water Code, and to amend Section 15 of the Kings River Conservation District Act (Chapter 931, Statutes of 1951), Section 21 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), Section 76 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146, Statutes of 1959), Section 24 of the Desert Water Agency Law (Chapter 1069, Statutes of 1961) and Section 24 of the San Geronimo Pass Water Agency Law (Chapter 1435, Statutes of 1961), relating to defense of actions and proceedings brought against public officers, agents and employees.

Referred to Committee on Judiciary.

Senate Bill No. 46: By Senator Cobey (At Request of California Law Revision Commission)—An act to amend Sections 17000 and 17001 of, and to repeal Sections 17002 and 17003 of, and to add Sections 17002, 17002.5 and 17003.5 to, the Vehicle Code, relating to liability arising out of ownership or operation of vehicles.

Referred to Committee on Judiciary.

Senate Bill No. 47: By Senator Cobey (At Request of California Law Revision Commission)—An act to add Sections 3365 and 3366 to, and to amend Sections 4458 and 4458.2 of, and to repeal Section 4458.5 of, the Labor Code, relating to workmen's compensation.

Referred to Committee on Judiciary.

Senate Bill No. 48: By Senator Grunsky (At the Request of the State Bar of California)—An act to amend Section 1431 and to repeal Section 1510 of, and to add Section 1510 to, the Probate Code, and to amend Section 372 of the Code of Civil Procedure, relating to settlement and compromise of claims of minors and incompetents.

Referred to Committee on Judiciary.

Senate Bill No. 49: By Senator Grunsky (At the Request of the State Bar of California)—An act to amend Section 629 of the Code of Civil Procedure, relating to motion for directed verdict as a condition of judgment notwithstanding verdict.

Referred to Committee on Judiciary.

Senate Bill No. 50: By Senators Gibson and Miller—An act to amend Section 30750 of the Streets and Highways Code, relating to bridges across Carquinez Straits.

Referred to Committee on Transportation.

Senate Bill No. 51: By Senator Cobey—An act to amend Section 3800 of the Fish and Game Code, relating to nonprotected birds.

Referred to Committee on Fish and Game.

Senate Bill No. 52: By Senator Dolwig (Coauthor: Assemblyman Britschgi)—An act making an appropriation for the acquisition of a site for a state college for San Mateo County.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 53: By Senator Geddes—An act to add Section 29007 to the Vehicle Code, relating to towing devices.

Referred to Committee on Transportation.

Senate Bill No. 54: By Senator Geddes—An act to add Section 29006 to the Vehicle Code, relating to towing devices.

Referred to Committee on Transportation.

Senate Bill No. 55: By Senator Cobey—An act to authorize a loan under the Davis-Grunsky Act to the Merced Irrigation District in connection with the Bagley, Exchequer, and Snelling Dams and Reservoirs on the Merced River.

Referred to Committee on Water Resources.

Senate Bill No. 56: By Senators Christensen, Petersen, Lagomarsino, and Holmdahl (At the Request of the State Bar of California)—An act to amend Section 1435.9 of the Probate Code, relating to transactions involving community and other property where spouse is incompetent.

Referred to Committee on Judiciary.

Senate Bill No. 57: By Senators Stiern and Burns—An act to add Section 14351.1 to, and to amend Section 14356 of, the Education Code, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 58: By Senator Donnelly—An act to amend Sections 19593, 29804.3, and 21701.5 of the Education Code, and Section 23313 of the Elections Code, relating to school district elections.

Referred to Committee on Elections.

Senate Bill No. 59: By Senator Collier—An act to amend Section 12816 of the Vehicle Code, relating to drivers' licenses, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Senate Bill No. 60: By Senators O'Sullivan, Arnold, and Petersen—An act to amend Section 7626 of the Public Utilities Code, relating to cattle killed by railroads.

Referred to Committee on Public Utilities.

Senate Bill No. 61: By Senator O'Sullivan—An act to amend Section 9540 of the Business and Professions Code, relating to the dry-cleaning industry.

Referred to Committee on Business and Professions.

Senate Bill No. 62: By Senators O'Sullivan, Arnold, and Teale—An act to amend Sections 13163 and 13166 of, and to repeal Section 13164 of, the Health and Safety Code, relating to fire extinguisher sales licenses.

Referred to Committee on Public Health and Safety.

Senate Bill No. 63: By Senator Regan—An act to amend Sections 1091 and 36526 of the Government Code, relating to conflicts of interests of public officers.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 64: By Senators Collier, Gibson, Dolwig, Teale, Christensen, McAteer, Holmdahl, Backstrand, Short, and McCarthy—An act to add Section 253 and Article 3 (commencing with Section 300) to Chapter 2 of Division 1 of, and to repeal Section 253 and Article 3 (commencing with Section 300) of Chapter 2 of Division 1 of, the Streets and Highways Code, relating to routes on the state highway system.

Referred to Committee on Transportation.

RESOLUTIONS

The following resolution was offered:

By Senator Regan:

Senate Resolution No. 17

**Relating to the One Hundredth Anniversary of the founding of
Saint Mary's College**

WHEREAS, Saint Mary's College of California was founded on July 9, 1863, and is this year marking its one hundredth anniversary by a centennial celebration whose theme is "The Liberal Arts: Language of Free Men"; and

WHEREAS, Saint Mary's College is one of the State's and the nation's outstanding liberal arts colleges and has 900 men students; and

WHEREAS, The College had its first campus in San Francisco in 1863, then in 1889 moved to Oakland, and since 1928 has been located in one of California's most beautiful and secluded areas, the foothills of Moraga Valley in Contra Costa County; and

WHEREAS, The College, which was originally built from the contributions of California goldminers, has been sustained by private contributions, including financial contributions of generous patrons, friends, and alumni and the contributed services of the Brothers of Christian Schools, and is, thus, an outstanding example of private initiative at work for the public well-being without monetary assistance from any governmental body; and

WHEREAS, The College has been widely acclaimed in academic circles for highly successful and progressive curricula experiments in the last twenty years, including programs emphasizing the "classical" approach to education and a well-rounded and integrated liberal arts curriculum and effective use of advanced educational techniques; and

WHEREAS, The College's academic excellence is reflected in the numerous intellectual and spiritual achievements of its alumni, many of whom are now professional, business, and civic leaders in California communities; and

WHEREAS, Religious life and participation in intercollegiate and intramural athletics are also emphasized as important parts of campus life at the College; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate take this means to congratulate Saint Mary's College of California on its Centennial Anniversary, and to express the admiration of the Senate for the outstanding achievements of the College; and be it further

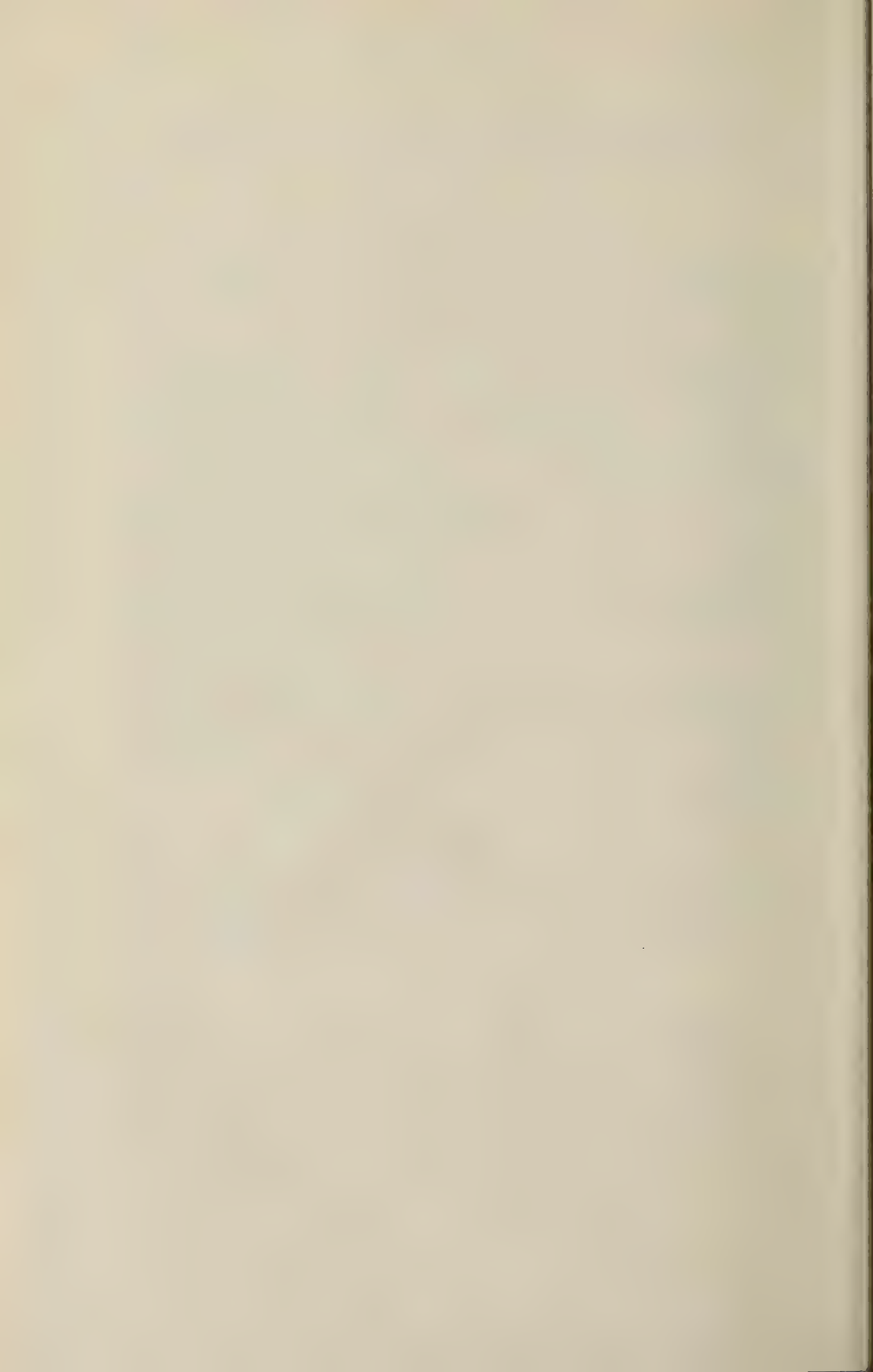
Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Brother Timothy Michael, F.S.C., President of Saint Mary's College.

Resolution read, and referred to Committee on Rules.

ADJOURNMENT

At 10.20 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, January 14, 1963, out of respect to the memory of the late Judge Peter J. Shields.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTH LEGISLATIVE DAY

SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, January 14, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cohey, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Radda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord God, we offer You this day all our work, our hopes and struggles, our joys and sorrows, our triumphs and our failures. Grant to us and to all the grace to think with You, to work with You, to live in You. Make us able to love You with all our hearts and serve You with all our strength; so that, when at last the day wanes and the shadows retire into darkness, we may hear from You the longed for, "Well done, my good and faithful servant." AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Backstrand led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Murdy, on motion of Senator McCarthy, on legislative business.

Senator Dolwig, on motion of Senator Grunsky, for illness.

Senator Nisbet, on motion of Senator Sturgeon, on personal business.

Senator Short, on motion of Senator O'Sullivan, on legislative business.

Senator Arnold, on motion of Senator O'Sullivan, on legislative business.

Senator Teale, on motion of Senator O'Sullivan, on legislative business.

Senator Miller, on motion of Senator O'Sullivan, on legislative business.

Senator Reagan, on motion of Senator Weinland, on personal business.
 Senator Collier, on motion of Senator Weinland, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George R. Hearst, Jr., Mr. Herbert Kynard, Mr. John Denson, Mr. Frank Elmquist, all of Los Angeles, and Judge and Mrs. William Munnell of Los Angeles.

On request of Senators Caley and Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William P. Gray of La Canada.

On request of Senator Robles, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard Minasian of Utah, and Mr. Devane Smith of Sacramento.

On request of Senator Bachstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Marshal Forrest W. White of Corona; Judge Lawrence E. Madsen of Colton; Constable Donald W. Patridge of Parsow; and Judge George Lindhoff of Uplands.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Henry Sellers of El Centro. Mr. Sellers is Assistant Pastor, First Baptist Church.

On request of Senator Holmstad, the privilege of the floor of the Senate Chamber for this day was unanimously extended to T. Roy Oldner of Sacramento.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 14, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

SENATE CONCURRENT RESOLUTION NO. 4

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
 By JAMES D. DRISCOLL, Chief Assistant Clerk

Above resolution ordered enrolled.

COMMUNICATIONS

The following communication was received and read, and on motion of Senator Burns, ordered printed in the Journal:

STATE OF CALIFORNIA WELFARE STUDY COMMISSION
 722 CAPITOL AVENUE, SACRAMENTO 14
 January 1, 1963

Hon. Hugh M. Burns
President pro Tempore
State Senate
Sacramento, California

Pursuant to Section 143.10 of the Welfare and Institutions Code, the Welfare Study Commission herewith submits its final report.

The establishment of the commission reflected an awareness on the part of the Governor and the Legislature that public welfare has become over the years a major activity and responsibility of the State of California and its counties. State and local operations in the welfare field must necessarily be influenced by the development of national policy as Congress reshapes the terms upon which the federal government will share the costs of certain categories of aid. Nevertheless, there remain for determination in California questions of public welfare policy both difficult enough and significant enough to absorb our closest attention. Yet, despite increasing public concern with the cost of welfare programs and frustration over

their continuing proportions in a basically healthy economy, there has not been, before the work of the commission, another comparable effort, in California or elsewhere, to analyze systematically the needs, goals, and performance of a comprehensive set of public welfare programs.

Our work has comprised two major areas: first, we have sought to define the goals appropriate for public welfare in California, as set by the needs and expectations of our people and the fiscal resources of government; second, we have studied in depth current practices in welfare administration, so that where better management is possible reforms can be proposed.

I cannot omit mention of the devotion to the public service shown by the members and staff of the commission in the course of this work; their willingness to invest endless hours in the study, their anxiety to find truly realistic answers to complex questions, and their good humor in controversy have made the tasks of the chairman unexpectedly light and pleasant.

We hope that our study will contribute to California's continuing efforts to improve all its peoples' chances in the pursuit of happiness and a decent, productive life.

Respectfully submitted,

WINSLOW CHRISTIAN, Chairman
Welfare Study Commission

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

MOTION REGARDING LETTER OF TRANSMITTAL AND REPORT

Senator Burns moved that the following letter of transmittal from the Legislative Analyst regarding children of immigrant families be printed in the Journal and copies of the report placed on the Senators' desks.

Motion carried.

Letter of Transmittal

JOINT LEGISLATIVE BUDGET COMMITTEE, CALIFORNIA LEGISLATURE
ROOM 306, STATE CAPITOL
SACRAMENTO, January 7, 1963

*Hon. Hugh M. Burns, Chairman
Senate Rules Committee
Room 3044, State Capitol
Sacramento, California*

DEAR SENATOR BURNS: Pursuant to assignment by the Senate Rules Committee, our office has completed and transmits herewith a report on the subject matter of S.R. 30 of the 1962 First Extraordinary Session relating to the special problems confronting school districts called upon to provide instruction for large numbers of children of immigrant families.

Copies are attached for the members of the Rules Committee and additional copies are available in our office for whatever distribution you might direct.

Respectfully,

A. ALAN POST, Legislative Analyst

Enc.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, January 10, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 8

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, January 9, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 4

And reports the same correctly engrossed.

BURNS, Chairman

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, January 7, 1963; Tuesday, January 8, 1963; Wednesday, January 9, 1963; and

Thursday, January 10, 1963, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

**WITHDRAWAL AND RE-REFERENCE OF SENATE JOINT
RESOLUTION NO. 1**

Senator Burns moved that Senate Joint Resolution No. 1 be withdrawn from Committee on Elections and re-referred to Committee on Rules.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced and read:

Senate Concurrent Resolution No. 9: By Senator Schrade—Approving 11 certain amendments to the Charter of the County of San Diego, State of California, submitted to, voted for, and ratified by the qualified electors of said county at a general election held therein on June 5, 1962.

Request for Unanimous Consent

Senator Schrade asked for, and was granted unanimous consent to take up Senate Concurrent Resolution No. 9, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 9

Senate Concurrent Resolution No. 9—Approving 11 certain amendments to the Charter of the County of San Diego, State of California, submitted to, voted for, and ratified by the qualified electors of said county at a general election held therein on June 5, 1962.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAttee, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—29.
NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 10: By Senator Schrade—Approving three certain amendments to the Charter of the County of San Diego, State of California, submitted to, voted for, and ratified by the qualified electors of said county at a general election held therein on November 6, 1962.

Request for Unanimous Consent

Senator Schrade asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 10, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 10

Senate Concurrent Resolution No. 10—Approving three certain amendments to the Charter of the County of San Diego, State of Cali-

foria, submitted to, voted for, and ratified by the qualified electors of said county at a general election held therein on November 6, 1962.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtcer, McCarthy, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 65: By Senator Farr (Coauthor: Assemblyman Pattee)—An act to repeal Section 4155 of the Fish and Game Code, relating to mountain lions.

Referred to Committee on Fish and Game.

Senate Bill No. 66: By Senators Sturgeon, Stiern, and Quick—An act to amend Section 660 of the Harbors and Navigation Code, relating to small craft harbors.

Referred to Committee on Natural Resources.

Senate Bill No. 67: By Senator Sturgeon—An act to add Section 722 to the Harbors and Navigation Code, relating to undocumented vessels.

Referred to Committee on Natural Resources.

Senate Bill No. 68: By Senator Weingand—An act to amend Sections 6812 and 6816 of the Education Code, relating to children with defective hearing.

Referred to Committee on Education.

Senate Bill No. 69: By Senator Rodda—An act to amend Section 10801 of the Education Code, relating to interdistrict school attendance.

Referred to Committee on Education.

Senate Bill No. 70: By Senator Rodda—An act to amend Section 15802 of the Education Code, relating to school district property.

Referred to Committee on Local Government.

Senate Bill No. 71: By Senator Cobey (At Request of California Law Revision Commission)—An act to amend and renumber Section 1246.1 of, to amend Section 1247b of, and to add Sections 1246.1, 1246.2, 1246.3, 1246.4, 1246.5, 1246.6 and 1246.7 to, the Code of Civil Procedure, relating to eminent domain proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 72: By Senator Geddes—An act to repeal Section 2019.5 of, and to add Section 2019.5 to, the Welfare and Institutions Code, relating to old age assistance.

Referred to Committee on Social Welfare.

Senate Bill No. 73: By Senator O'Sullivan—An act to amend Section 987a of the Penal Code, relating to compensation of appointed counsel.

Referred to Committee on Judiciary.

Senate Bill No. 74: By Senator Bradley—An act to repeal Part 3 (commencing with Section 33800) of Division 18 of the Streets and Highways Code, relating to parking.

Referred to Committee on Local Government.

Senate Bill No. 75: By Senator O'Sullivan—An act to amend Section 20931 of the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 76: By Senator Begovich (Co-author: Assemblyman Lunardi)—An act to add Section 69582.5 to the Government Code, relating to superior court judges in El Dorado County.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 77: By Senator Stiern—An act to amend and renumber Section 13531 of the Education Code, relating to group life insurance for certified employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 78: By Senators Stiern, Rodda, Farr, Grunsky, Cameron, Weingand, and Donnelly—An act to add Section 51 and Division 18.5 to, and to amend Sections 5552 and 8454 of, to amend the heading of Chapter 5 (commencing with Section 5551) of Division 6 of, and to repeal Chapter 6 (commencing with Section 1401) of Division 4, Chapter 7 (commencing with Section 2551) of Division 5, Chapter 8 (commencing with Section 22200) of Division 16, Article 4 (commencing with Section 5701) of Chapter 5 of Division 6, Article 5 (commencing with Section 7801) of Chapter 2 of Division 7, and Article 8 (commencing with Section 15651) of Chapter 2 of Division 11 of, and to repeal Sections 989, 7751, 8403, 17004, and 20802 of, the Education Code, relating to junior colleges.

Referred to Committee on Education.

Senate Bill No. 79: By Senators Stiern and Grunsky—An act to add Sections 13101.1, 13101.2, 13101.3, and 13101.4 to, and amend Sections 13102, 13103, 13108, and 13173 of, the Education Code, relating to the licensing of school personnel.

Referred to Committee on Education.

Senate Joint Resolution No. 2: By Senator Rodda—Relative to excluding California state employees from the Hatch Act (Hatch Political Activities Act of August 2, 1939, as amended).

Referred to Committee on Rules.

ADJOURNMENT

At 3.40 p.m., on motion of Senator Burns, the President declared the the Senate adjourned until 11 a.m., Tuesday, January 15, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTH LEGISLATIVE DAY
SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, January 15, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beck at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmquist, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

"God of my fathers and Lord of mercy, who hast made all things with Thy word, and by Thy wisdom hast appointed man, that he should have dominion over the creature that was made by Thee, that he should order the world according to equity and justice, and execute justice with an upright heart: Give me wisdom that sitteth by Thy throne, and cast me not off from among Thy children."—(Wisdom, 9:1-4)
AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Farr, on motion of Senator Cobey, on legislative business.

Senator Short, on motion of Senator Rattigan, on legislative business.

Senator Bradley, on motion of Senator Backstrand, on legislative business.

Senator Regan, on motion of Senator Burns, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Morton Ernest, Mr. Robert C. Johnson, and Mr. James A. Dunn, all of Willows.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Victor Gillespie and Mr. Jack Hart, both of Brawley.

On request of Senator Lacerda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Commander J. B. Cooke of San Francisco, former Assemblyman from Ventura County.

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers: Paul Reuter, teacher, North County Joint Union School, Hollister; Eugenia Flores, teacher, North County Joint Union, Hollister; Nicholas Gamaraloulos, teacher, Tres Pinos, Union, Tres Pinos; Leona Decker, teacher, Emmet School, Paicines; Larry Roscoe, consultant, County Superintendent's Office, Hollister; and students of the following schools: Olympia School; Jim De Rosa, David Lasos, Joe Vasquez, and Dolores Lasos; Santa Ana School; John Hubbell; Southside School; Guadalupe Correa, Joseph Motte, and Lillian Swanson; Emmet School; Martin Miller and Georgia Srohn; Santa Anita School; Robert Fernandes, Robert Garner, and Mark Gillespie; Cienega School; Bill Salting, Stephen Confyval, Judy Stone, Roger Morton, and Teresa York; Panoche School; John Light, Diane Hargis, and Clifford Hargis; Willow Grove School; Pamela Gansberger, Greig Bryan, Gloria Torres, Geoffrey Swett, Linda Gibson, Donald Williams, and Sharon Williford; Jefferson School; Allen Bacon and Elaine Young; Tres Pinos Union; Dick Burgess, Tim Hain, and Nellie Rameriz; New Loria School; Ruth Lippe, Rubin Marin, Antonia Martinez, Fred Wirz, and Mary Page; North County Joint Union School; Jose Bustillos, Gloria Carrillo, Jesse Lerma, Delbert McKinney, Peter Regalado, Mary Rodriguez, Rosemarie Rogers, Robert San Roman, Richard Silva, Peggy Doeling, Nasa Eligio, Lucille Garcia, Bernadette Gomes, Candy Gough, Norman Griffin, Michael Huckabay, Paul Jiminez, Gavino Jiminez, John Keller, Jeff Kennedy, Barbie Lemante, Linda Morton, Tommy O'Keefe, Mary Perzekian, David Polanco, Aurora Rodriguez, Anthony Sayers, Joe Scagliotti, Irma Villarreal, Margaret Villarreal, and Joe Rodriguez.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

MOTOR VEHICLE POLLUTION CONTROL BOARD
January 7, 1963

Hon. Edmund G. Brown, Governor of California

*Hon. Hugh M. Burns, President pro Tempore
and Members, California State Senate*

*Hon. Jesse M. Unruh, Speaker
and Members, California State Assembly
State Capitol
Sacramento, California*

GENTLEMEN: A report submitted by Surgeon General Luther L. Terry at the National Conference on Air Pollution in Washington, D.C., Dec. 10 indicated that air pollution "may be costing the nation more than \$7 billion each year." At the same time, the report went on to commend California for its program to reduce motor vehicle-created pollution.

The California Motor Vehicle Pollution Control Board is happy to be responsible for this pioneer program. The board has made steady and encouraging progress since its organization in July, 1960. It wishes to acknowledge the dedication of individual members and the many private groups and individuals who have been associated with the board. They have given encouragement, sound advice, and much of their time to the mutual goal of returning clean air to California. We believe that with such leadership we have moved that goal closer.

In accordance with the directive contained in Chapter 3, Section 24386.5 of the Health and Safety Code, submitted herewith is the second Report of the Motor Vehicle Pollution Control Board. This report covers the activities, problems and accomplishments of the board during the period from January 1, 1961, to January 1, 1963.

Respectfully submitted,

DR. J. B. ASKEW, Chairman
Motor Vehicle Pollution Control Board

Letter of Transmittal ordered printed in the Journal and the report filed with the Secretary of the Senate.

RESOLUTIONS

The following resolutions were offered:

By Senator Weingand:

Senate Resolution No. 18

Relative to the retirement of James G. Fowler

WHEREAS, The Members of the Senate of the State of California have learned of the retirement, on January 7, 1963, of James G. Fowler, County Recorder of Santa Barbara, who recently celebrated his 82nd birthday; and

WHEREAS, Mr. Fowler was elected County Recorder of Santa Barbara in 1951 on his 70th birthday; and

WHEREAS, He has faithfully and devotedly served the people of Santa Barbara County for 12 years as their County Recorder; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate take this means to offer their highest commendation to James G. Fowler for his many years of exemplary service to the people of Santa Barbara County and to wish him much happiness in his coming retirement; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a suitably prepared copy of this resolution to James G. Fowler.

Resolution read, and unanimously adopted on motion of Senator Weingand.

By Senator Weingand:

Senate Resolution No. 19

Relative to the retirement of Alfred F. Gracia

WHEREAS, The Members of the Senate of the State of California have learned of the retirement, on January 7, 1963, of one of the most able and distinguished men ever to hold office on the Board of Supervisors of Santa Barbara County, Alfred F. Gracia; and

WHEREAS, Mr. Gracia's deep devotion, and inspiring diligence was shown by his long drive of 50 miles to his office several times each week; and

WHEREAS, Mr. Gracia served faithfully as a member of the Board of Supervisors for eight years, and, during part of that time, served with outstanding ability as Chairman of the Board of Supervisors; and

WHEREAS, Mr. Gracia's dedicated service on the Board of Supervisors over the past eight years on behalf of the inhabitants of the Fifth Supervisorial District has been an instrumental factor in the development of the enviable economic and population growth of the Fifth District; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate take this means to offer their highest commendation to Alfred F. Gracia for his many years of exemplary service to the people of Santa Barbara County and to wish him much happiness in his coming retirement; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Alfred F. Gracia.

Resolution read, and unanimously adopted on motion of Senator Weingand.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Cameron:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 15, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 34—An act to amend Section 2004 of the Education Code relating to the Junior College Tax Relief Act declaring the urgency thereof to take effect immediately.

Respectfully submitted,

SENATOR CAMERON

Request read, and referred to Committee on Rules.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 15 of the Constitution was presented:

By Senator Cameron:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 15, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 15, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of reading more than one time in the same day a bill, the number and title of which is as follows:

Senate Bill No. 34—An act to amend Section 2004 of the Education Code relating to the Junior College Tax Relief Act declaring the urgency thereof to take effect immediately.

Respectfully submitted,

SENATOR CAMERON

Request read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 80: By Senators Lagomarsino and Rees—An act to add Section 818 to the Penal Code, relating to arrest.

Referred to Committee on Judiciary.

Senate Bill No. 81: By Senators Lagomarsino, Begovich, and McCarthy—An act to amend Section 190 and 190.1 of the Penal Code, relating to murder.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 82: By Senators Gibson, Weingand, McAteer, Backstrand, and Rattigan—An act to amend Section 2786.5 of the Business and Professions Code, relating to the practice of nursing.

Referred to Committee on Business and Professions.

Senate Bill No. 83: By Senators Gibson, Weingand, McAteer, Backstrand, and Rattigan—An act to amend Sections 6862, 6915, 6916, 6916.1, and 6956.1 of, and to add Sections 6915.1, 6915.2, 6915.3, 6915.4,

and 6915.5 to, the Business and Professions Code, relating to collection agencies.

Referred to Committee on Business and Professions.

Senate Bill No. 84: By Senators Gibson, Weingand, McAteer, Backstrand, and Rattigan—An act to amend Sections 8200, 8201, 8203, 8203.1, 8204, 8213, 8214.1, 8215, and 8217 of the Government Code, relating to notaries public.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 85: By Senators Gibson, Weingand, McAteer, and Rattigan—An act to amend Section 5081 of, and to add Sections 5081.1, 5081.2 and 5081.3 to, the Business and Professions Code, relating to the practice of accountancy.

Referred to Committee on Business and Professions.

Senate Bill No. 86: By Senator Rattigan (By Request of the State Bar of California)—An act to amend Section 14552 of the Revenue and Taxation Code, relating to hearings by inheritance tax appraisers.

Referred to Committee on Judiciary.

Senate Bill No. 87: By Senator Teale (Coauthor: Assemblyman Lunardi)—An act to amend Section 410 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 88: By Senator Teale (Coauthor: Assemblyman Lunardi)—An act to amend Section 305 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 89: By Senator Donnelly—An act to amend Section 27324 of, and to add Sections 27324.1 and 27324.2 to, the Government Code, relating to indexing.

Referred to Committee on Judiciary.

Senate Bill No. 90: By Senator Donnelly—An act to add Section 27237.5 to the Government Code, relating to indexing recorded documents.

Referred to Committee on Judiciary.

Senate Bill No. 91: By Senator Geddes—An act to amend Section 95 of the Agricultural Code, relating to admissions to state, district, county, and citrus fruit fairs and expositions.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 92: By Senator McCarthy—An act to amend Section 172 of the Penal Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 93: By Senators Geddes, Begovich, Rodda, Weingand, Williams, Sturgeon, Quick, Selgwick, Cameron, Pitman, Nisbet, Petersen, and McAteer—An act to amend Sections 18102 and 18103 of the Education Code, relating to allocations for blind pupils.

Referred to Committee on Education.

Senate Bill No. 94: By Senators Geddes, Begovich, Rodda, Weingand, Williams, Sturgeon, Quick, Cameron, Nisbet, Petersen, and McAteer—An act to add Chapter 5 (commencing with Section 10301) to Division 8 of the Education Code, relating to specialized teaching materials.

Referred to Committee on Education.

ADJOURNMENT

At 11.20 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Wednesday, January 16, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTH LEGISLATIVE DAY

EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, January 16, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtcer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord God, in whom we live and move and have our being, who hast called us into existence from nothingness, by whose will we continue to exist at every moment, without whose power we cannot act, not even to lift a finger, or breathe a sigh; be Thou this day, our wisdom, our life, our joy. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. O. T. Johnson of Long Beach.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Blaine Wishart, El Dorado County Superintendent of Schools, and Larry Danilovich, Amador County Superintendent of Schools.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mildred Painter of Carmel.

On request of Senators Farr and Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Genevive Ogle of Oceanside.

On request of Senators Farr and Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Amelia Wright.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. E. F. Kelly and Mr. Joseph R. Couly, both of Fresno.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of St. Peter's Catholic School of Sacramento: Floyd Bisiar, Kathleen Brady, Jacqueline Breton, Timothy Caey, Sue Carr, James Collins, Kathleen Connell, Gerald Devlin, John Donovan, Larry French, Estella Iniguez, Richard Lewis, Rhonda Loughran, Connie Mattes, John Minckler, Linda Moore, David Mosecatelli, David Paulin, Timothy Raridan, Irene Rivera, Mary Susan Taylor, Ronald Toirae, Mary Walsh, William Ward, Robert Welsh, Sandra Welsh, Edward Wentzel, and Judith Quinn, and to the adults accompanying them: Mrs. Lagomarsino, Mrs. Wentzel, Mrs. Rivera, and Sister Dominic Savio.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Anna L. McKenney School of Marysville: Louie Binninger, Christy Culberg, Bob Rutherford, Marianne Blais, Laurie Stilwell, Mike Rockwell, Kent McNair, Janet Caplinger, Jerry McCool, Jan Hurlbert, and Angela Mount, and to Virginia Blois, teacher, and Bethel Stilwell, driver.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harold Pope, principal; Mesdames June Pope, Betty Carder, Marion Pierce, Van Whyte, Billie Gambini, Lulu Dack, Leona Sperry, Mildred Dickens, and Patsy Bullin, adults; and the following students of Valley Home Joint School: Brenda Bullin, Shirley Bullin, Larry Carder, Nancy Clardy, Tom Dack, Davell Dickens, David Dodge, Joni Gambini, Anna Kennedy, Nancy Kesterson, Kenneth Markey, Rodney McCurdy, Jacob Oosterman, Lowell Pierce, Deanna Slane, Linda Sperry, Bob Whyte, and Shirley Wright.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lyle Chapin, teacher; Mr. James Murphy, principal; and the following students of Southwood School of South San Francisco: Stephen Boone, Allen Bushnell, Nancy Campagna, Carlton Caven, Trina Corey, Stephen DiPietro, Miki Gidney, David Granahan, Mare Lachner, Bonnie MacBird, Timothy McGee, Richard Nakashima, Valerie Noble, Nancy Pallarie, David Percy, Donald Solomon, Larry Stone, Kathy VanVelsor, Andrew Weill, and Thomas Wong.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of the Capuchino High School of San Bruno: Teachers—Paul Claudon, Ed Parker, Marv Jenson, and A. C. "Bud" Harrison; Students—Dave Abernathy, Rick Aiken, Barbara Andrade, Sal Antonine, Al Antonini, Ken Artru, Toni Avila, Laneil Balew, Marilyn Barbano, Christina Barrett, Anette Bartalini, Pat Beard, Al Bernal, Ed Bingle, Tim Bohnert, Pat Brance, Norm Breitner, Liz

Brice, Pat Brinkman, Lorea Buddress, Sheron Burrell, Carol Burton, Randy Catalane, Jack Cederloff, Susan Chapman, Darlene Clark, Dolores Conden, Sandy Cortes, Jim Costa, Donna Cozad, Kathy Cozeline, Darleen Crocker, Janie DeBattista, Larry Del Carlo, Martha Denton, Rose Di Conza, Jim Dombrowiak, Vicki Dryden, Ron Duckhorn, Pam Edwards, Sue Eiermann, Kathleen Ellery, Neena Erhard, Vicki Eska, Dave Evans, Vicki Ewing, Audrey Farr, Lynn Fasana, Mitchell Feeley, Marlene Fenech, Florence Fensin, John Finsterbusch, Tom Folster, Sheron Fontenrose, Bill Forst, Lurana Frailey, Evelyn Frejas, Rich Gartner, Lou Garza, Ruben Garza, Rich Gauthier, Phil Glass, Cynthia Hale, Carol Hallin, Steve Hardy, Janet Haxton, Cathy Heppler, Maria Herrera, Lorie Hier, Mike Hill, Marlene Holiday, Bob Holman, JoAnn Hornberger, Carol Houston, Jim Howell, Kris Kahn, Jim Keem, Terry Keenig, Dan Kriedt, Karen Kruschke, Wayne Lindbloom, Carol Lockwood, Cheryl Long, Susan Long, Shirley Lynch, Tom Maeris, Bob Maglie, Mary Lou Mathias, Rich McDonald, Sue McGahey, Doretta McGuffey, Linda McIntosh, Jeanie Meek, Ed Melia, Ted Miller, Mary Minor, Mike Montgomery, Dave Morena, Linda Nelson, Ron Nelson, Bob Nessi, Diane Newton, Marcia Nigel, Tom Ohe, Pat Palmer, Sue Paoli, Jan Paroli, Jan Raffanti, Carolyn Ramsey, Sheri Redding, Jim Richards, Jan Rogers, Betsy Ross, Elaine Ruiz, Diane Saari, Bob Sargis, Linda Sari, Diane Scanlon, Gail Shaw, Bonnie Sisk, Dawn Smith, Mark Sprague, Gail Stevens, Judy Stockman, Kathie Storey, Carol Succo, Cisa Sanchez, Judy Sutton, Judy Steinway, Wayne Stockslager, Daryl Tate, Kay Thompson, Anne Todd, Charlie Tomacci, Rosemarie Tyrel, John Vidulich, Pam Underwood, Helen Voss, Myra Walinski, Joe Wargo, Bob Watson, Diane Wild, Chuck Weber, Jack Williams, Judy Winner, Charlene Winter, Barry Woodard, Milt Young, Leta Zumsteg, Ed James, and Dan Aglito.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

CITY OF LOS ANGELES, CALIFORNIA
OFFICE OF CITY CLERK, ROOM 195, CITY HALL
December 18, 1962

Mr. J. A. Beek
Secretary of the Senate
State Capitol
Sacramento 14, California

GREETINGS: I hereby certify that the following resolution was adopted by the Council of the City of Los Angeles at its meeting of December 18, 1962.

"WHEREAS, The bluff facing the Pacific Ocean extending from Potrero Canyon on the east to Temescal Canyon on the west and commonly known as the East Pacific Palisades and as the Via de las Olas area has been the location of numerous landslides; and

"WHEREAS, A sensational slide occurred at this location on February 3, 1956, which slide buried State Highway 101, Pacific Coast Highway, to a maximum depth of 40 feet; and

"WHEREAS, Because of public demands for remedial action to protect human life and private property, AB 4129 was passed by the State Legislature and approved by the Governor and became Chapter 2009 Statutes of 1957 which appropriated \$300,000 for investigations and studies regarding the control and correction of landslides along Highway 101 in and north of the City of Santa Monica and became effective September 11, 1957; and

"WHEREAS, Pursuant to this Act the Director of Public Works of the State of California organized a Palisades Landslide Study Committee composed of

engineers in the State Highway Department and engineering representatives from the City of Los Angeles, the City of Santa Monica and Los Angeles County and in addition a Task Committee was formed for the study; and

"WHEREAS, The Committee engaged the services of the consulting engineering firm of Moran, Proctor, Mueser and Rutledge for the major part of the study and during the study by the consulting engineering firm two additional spectacular landslides occurred at the East Pacific Palisades, one of which was on March 26, 1958, producing a fall of approximately 150,000 cubic yards and while the State Division of Highways was engaged in clearing Highway 101 a second landslide on March 31, 1958, produced a fall of approximately 780,000 cubic yards resulting in the death of a State Highway employee and the relocation of Pacific Coast Highway seaward from its former location; and

"WHEREAS, Moran, Proctor, Mueser and Rutledge filed their completed report July 28th, 1959 and the Palisades Landslides Study Committee filed their report titled, 'On Investigation and Study for Control and Correction of Palisades Landslides' dated December 21, 1959; and

"WHEREAS, Subsequently, pursuant to Assembly Concurrent Resolution No. 11, March 25, 1960, in the 1960 First Extraordinary Session of the State Legislature, an additional report titled, 'Recommended Procedure and Financial Analysis of Alternative Methods of Accomplishing Remedial Measures for Control of Landslides Along Highway U.S. 101 in and North of the City of Santa Monica, Los Angeles County, California' was submitted by the State Departments of Public Works and Finance; and

"WHEREAS, These reports contain statements pertaining to such hazardous conditions, one of which statements being, 'that grave danger to life, limb and property, and the threat of a major disaster with consequent heavy loss of life, will continue to lurk along Highway 101 until remedial measures are effected'; and

"WHEREAS, While extensive studies have been made and various reports, some as listed above, have been completed recommending remedial measures for the control and correction of landslides in this area, no physical corrective measures have been initiated to date; and

"WHEREAS, The Board of Public Works of the City of Los Angeles has determined that before any specific action can be taken for a stabilization program to eliminate the hazards in this area there must be consolidation of ownership under the Board of Public Works; and

"WHEREAS, The City of Los Angeles owns approximately 19.5 acres within the area of the East Pacific Palisades, and the State of California owns approximately 12.8 acres in the same area, part of which is under the control of the State Division of Highways and part of which is under the control of the State Division of Beaches and Parks.

"Now, therefore, be it resolved, That the City Council and the Mayor acting in behalf of the citizens of the City of Los Angeles hereby memorialize Governor Edmund G. Brown and the State Legislature to take the necessary actions to transfer jurisdiction of the said State-owned properties to the Department of Public Works of the City of Los Angeles at no cost and that this be given first priority in the order of business for the 1963 Regular Session of the California State Legislature; and

"Be it further resolved, That copies of this resolution be sent to the Governor, Assembly and Senate of the State Legislature and, in addition, to the Senator and all State Assemblymen from the County of Los Angeles."

Respectfully yours,

(SEAL)

WALTER C. PETERSON, City Clerk
By M. B. WILSON, Deputy

UNIVERSITY OF CALIFORNIA, SAN FRANCISCO MEDICAL CENTER
SCHOOL OF MEDICINE, DEPARTMENT OF PHARMACOLOGY
SAN FRANCISCO 22, CALIFORNIA, January 4, 1963

Mr. Joseph A. Beek
Secretary of Senate
State Capitol
Sacramento, California

DEAR MR. BEEK: Enclosed find report as instructed in Senate Resolution No. 65.
Sincerely,

R. M. FEATHERSTONE, Ph.D.
Professor and Chairman
Department of Pharmacology

Encl.

Letter of transmittal ordered printed in the Journal, and report filed with the Secretary of the Senate.

UNIVERSITY OF CALIFORNIA, SAN FRANCISCO MEDICAL CENTER
SCHOOL OF MEDICINE, DEPARTMENT OF PHARMACOLOGY
SAN FRANCISCO 22, CALIFORNIA, January 4, 1963

*Hon. Glenn M. Anderson, President
and Members of the Senate*

GENTLEMEN: The University of California Medical Center Department of Pharmacology in San Francisco, in compliance with the request stated in Senate Concurrent Resolution No. 65, presents herewith comments on antibiotic drugs, particularly chloramphenicol, together with conclusions and recommendations.

Respectfully submitted by

R. M. FEATHERSTONE, Chairman
Department of Pharmacology
V. C. SUTHERLAND, Vice chairman
Department of Pharmacology

Report of Department of Pharmacology, University of California, San Francisco, on the Relationship of the Drug Chloramphenicol to Fatal Aplastic Anemia in California

Senate Concurrent Resolution No. 65 requested the Department of Pharmacology to make a study of several drugs and recommend such restrictions on the use of these drugs as deemed appropriate. The report was requested by the 30th day of the 1963 Regular Session.

Following the receipt of a copy of this resolution in June, 1961, the chairman of the Department of Pharmacology entered into discussions with Dr. Malcolm H. Merrill, Director of Public Health; Dr. K. F. Meyer, Hooper Foundation; Senator John F. Thompson; Senator John A. Murdy, Jr.; and Drs. Philip K. Condit and Kathryn M. Smick, California State Department of Public Health. Inasmuch as great duplication of effort in gathering pertinent data was not desired, and inasmuch as the study was to be limited primarily to the drug chloramphenicol, the correct role of the Department of Pharmacology seemed to be that of expressing its opinion on the subject after a perusal of the comprehensive data presented by Drs. Smick and Condit and their colleagues in the State Department of Public Health, and by Senator John F. Thompson for the Senate Fact Finding Committee on Public Health and Safety.

Members of the Department of Pharmacology have for many years expressed, and will continue to express, the point of view in teaching students of the Schools of Medicine, Dentistry and Pharmacy, as well as in postgraduate extension courses, that chloramphenicol is a very valuable antibiotic drug when used properly in the treatment of some specific major infections, but that its use may be associated with serious blood disorders, including aplastic anemia and bone marrow depression; that the drug should not be used prophylactically or for minor ailments; and that studies of blood and bone marrow should accompany the use of the drug.

The results of the studies by the Department of Public Health and the Senate Fact Finding Committee are consistent with the above point of view. The Department of Pharmacology, therefore, endorses the recommendations of the Senate Fact Finding Committee that:

- (a) "There is no indication that legislation is needed at this time for the restriction or control of chloromycetin or its use, or for any antibiotic drug. Senate Bill No. 35 is not believed feasible in original or amended form, at this time."
- (b) "The California Medical Association and the American Medical Association should be asked to take immediate steps to better inform and to better police their members in regard to the drug chloromycetin. A program of education is needed, with proper warnings against use of this drug for minor infections. A program to improve the reporting of aplastic anemia cases, to emphasize the need for more thorough and more frequent blood and bone marrow checks, is indicated. The CMA and the AMA should be asked to investigate and report on any and all prescription drugs of a dangerous or toxic nature at regular intervals, both to physicians and to pharmacists."
- (c) "Steps should be taken by the medical profession and by the pharmacists to provide that there shall be no refill of any prescription of any so-called dangerous drug unless the patient and the physician consult and the physician writes a new prescription. Where called for, the physician should be obligated in some manner to repeat laboratory testing of the patient before a new prescription is written. Provision should be made, however, for a physician to order in the original prescription one refill, possibly for half the original amount, where necessary and indicated."
- (d) "The California Department of Public Health should be authorized to keep a closer check on all so-called dangerous drugs, particularly antibiotic drugs which are known to have possible toxic reactions, and should be authorized to proceed as necessary in order to protect the public interest in all phases of the testing, prescribing and use related to such drugs."

The Department of Pharmacology also endorses the assertion made by the Department of Public Health that there is a need for intensified research to be undertaken into the causes of blood dyscrasias by scientists who work either in basic science laboratories or in clinical settings, and by those who study human populations. Pharmacologists, generally considered to be basic medical scientists, probably will best be able, with proper support, to contribute in this program primarily through studies on the mechanisms by which chemical compounds can affect the growth of actively reproducing tissues such as bone marrow, the involvement of enzymes in these mechanisms, and the assessment of the comparative effects on these systems of compounds having certain physicochemical relationships to each other. Studies of these types, while yielding results valuable in the slow development of our understanding of cell growth and division, are usually not of immediate value in finding answers in the realm of legal medicine. However, it is with considerable insight of the basic biological questions involved that the Pharmacology Department endorses the recommendations of the Department of Public Health and the Senate Fact Finding Committee and expresses willingness to review further this or any other matter upon which opinions may be desired.

January 8, 1963

R. M. FEATHERSTONE, Chairman,
Department of Pharmacology

V. C. SUTHERLAND, Vice Chairman (Acting)
Department of Pharmacology

I CONCUR: J. B. DEC. M. SAUNDERS, M.D.
Dean, School of Medicine

COORDINATING COUNCIL FOR HIGHER EDUCATION

ROOM 221, 1127-11TH STREET

SACRAMENTO 14, CALIFORNIA, January 15, 1963

Hon. Glenn M. Anderson
President of the Senate and
Members of the Senate
Senate Chamber, Sacramento

Hon. Jesse M. Unruh
Speaker of the Assembly and
Members of the Assembly
Assembly Chamber, Sacramento

GENTLEMEN: Assembly Concurrent Resolution 106 adopted at the 1961 General Session of the Legislature provided that,

" . . . The Trustees of the California State Colleges, the Coordinating Council for Higher Education and the Regents of the University of California co-operate and work with the State Department of Finance in making a study to find ways and means of making substantial increases in the salaries, working conditions and fringe benefits of the professors in California's state colleges and university, during the next six to eight years if their study substantiates the need for such increases . . . "

The resolution further directed that the council compile the results of the studies for submission to the Legislature.

Estimates of faculty salary needs, improvements in working conditions, and fringe benefits for an extended period of time, require the development of data not heretofore available. For this reason, the council, in co-operation with the segments of public higher education, has gathered information on an extensive basis which, when analyzed, will provide significant guide lines for the future in regard to working conditions, fringe benefits, and salary levels considered to be most important by newly employed faculty members. The data obtained through the study is currently being processed by computers and will be capable of analysis in the immediate future. Results of the study will be then reported by the council to the Legislature at the current session.

In addition, the council has recently considered the levels of faculty compensation required in the next fiscal year for the California State Colleges and the University of California. Council recommendations were transmitted to the Governor and the Department of Finance in December. A summary of this report will be included in the council's 1963 Budget Report to the Legislature to be submitted to the Legislature soon after receipt of the Governor's Budget by the Legislature.

Sincerely,

JOHN R. RICHARDS, Director

STATE OF CALIFORNIA
DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
January 9, 1963

Hon. Glenn Anderson, Lieutenant Governor
President of the Senate
State Capitol, Sacramento, California

DEAR SIR: Section 27160 of the California Vehicle Code directed this department to develop standards and specifications for maximum permissible limits of motor vehicle exhaust noise for various classes of vehicles and to establish methods of determining compliance with such limits.

In accordance with this directive the department contracted with Bolt, Beranek and Newman, Inc. to conduct a comprehensive study of motor vehicle exhaust noise.

Submitted herewith is a report which contains technical data from the test program in which more than 500 noise measurements were performed on a total of 26 passenger cars, sports cars, motorcycles, and trucks.

The test program defined:

- (1) The noise produced by the test vehicles under various operating conditions.
- (2) The current practice and obtainable limits on truck muffling.
- (3) The minimum noise produced, exclusive of exhaust, by the various classes of vehicles operating under highway conditions.

This report is presently being reviewed by representatives of the University of California, Institute of Transportation and Traffic Engineering, and the Department of Public Works, Division of Highways, Materials and Research Department, who will forward for our consideration their comments and recommendations.

Very truly yours,

BRADFORD M. CRITTENDEN, Commissioner

Enc.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, WELFARE STUDY COMMISSION
722 CAPITOL AVENUE, SACRAMENTO 14
January 10, 1963

The Honorable Glenn M. Anderson
President of the Senate
State Capitol, Sacramento

DEAR LIEUTENANT GOVERNOR: Attached is an advance copy of the Final Report of the Welfare Study Commission. Formal transmittal of the report and its release to the press will be on Monday, January 14th, but Judge Christian and I wanted you to have this copy as soon as it was available from the printers.

Sincerely yours,

JEROME N. SAMPSON, Executive Secretary

Attach.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, January 9, 1963

Hon. J. A. Beek
Secretary of the Senate
State Capitol

DEAR MR. BEEK: Transmitted herewith is a report covering the feasibility of providing snow clearance service on mountain frontage roads, prepared by the Department of Public Works, as requested by Senate Concurrent Resolution No. 68, 1961 Regular Session.

Respectfully,

ROBERT B. BRADFORD
Director of Public Works

Attach.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

THE HOUSES MET AT 10:00 A.M.
 1220 N. STREET, SALT LAKE CITY
 January 25, 1961

BY JOSEPH E. DOD,
 Secretary of the Senate.
 Senate Chamber,
 State Capitol, Sacramento

Dear Mr. Dyer: I am pleased to transmit to you the enclosed copy of "California's West Side Drought," West Side Drought Committee, Assembly Staff and Senate Staff Study. This report is the result of a study conducted at Sacramento with Senate Drought Study of the 1954-1955 Drought Studies, which was presented by Senate Staff S. Day.

This position requested the Department of Public Works, Parks and Recreation, Water Resources and Forestry, and the Office of Planning in the Department of Finance to develop, under the supervision of a committee, the development and distribution of money for the West Side Drought, the California Drought, and emergency work on the west side of the San Joaquin Valley. Senate Drought Study also requested that a report relating to the Legislature be sent and that the report be made out of the 1960 Session.

Sincerely yours,

WILLIAM E. WARNE, Chairman

En

Letter of transmittal enclosed printed in the Journal, and the report filed with the Secretary of the Senate.

THE HOUSES MET AT 10:00 A.M.
 1220 N. STREET, SALT LAKE CITY, UTAH
 January 4, 1961

BY JOSEPH E. DOD,
 Secretary of the Senate.
 Senate Chamber,
 State Capitol, Sacramento

Dear Mr. Dyer: I am pleased to transmit herewith for the information of the California State Senate a copy of Department of Water Resources Bulletin No. 114, "Drought of West Side Drought in California," dated June 1960. This bulletin is a report on the results of a study of the drought and water supply system during the State of California. It includes a study of the drought in the State, the drought and a copy of the State Water Resources Board Bulletin No. 1, "West Side Drought and Drought of California."

I believe that this Bulletin will give you a better understanding of the drought and water supply system and will provide information to the Legislature and the State.

Sincerely yours,

WILLIAM E. WARNE, Chairman

En

Letter of transmittal enclosed printed in the Journal, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPT. OF REVENUE,
 STATE EMPLOYERS' RETIREMENT SYSTEM
 1227 O STREET, P.O. BOX 960
 SACRAMENTO 2, CALIFORNIA 95814

BY JOSEPH E. DOD,
 Secretary of the Senate.
 Senate Chamber, State Capitol
 Sacramento, CA 95814

Dear Mr. Dyer: I am pleased to transmit herewith for the information of the California State Senate a copy of the Department of Finance Report and Report of the Department of the Legislative Committee, dated in Sacramento with Senate Staff of the Legislative Committee, dated.

Sincerely yours,

WILLIAM E. WARNE, Chairman

En

Letter of transmittal enclosed printed in the Journal, and the report filed with the Secretary of the Senate.

THE RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES
1120 N STREET, SACRAMENTO, January 9, 1963

Mr. J. A. Beek
Secretary of Senate
State Capitol, Sacramento

DEAR MR. BEEK: I am pleased to transmit herewith for the information of the Senate a copy of the preliminary edition of Bulletin No. 92, "Trancomb Project Investigation," dated June, 1962.

The bulletin presents results of engineering and economic studies of a possible reservoir on the South Fork Eel River near Branscomb to provide increased reservoir recreation opportunity and to maintain and improve the existing fisheries through control of water releases below the dam.

The report is a preliminary edition, subject to revision. It is anticipated that the California Water Commission and this department will hold public hearings to receive comments from interested agencies and individuals. After consideration of the comments received, a final report will be published.

Sincerely yours,

WILLIAM E. WARNE, Director

Enc.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

THE RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF FISH AND GAME
722 CAPITOL AVENUE, SACRAMENTO 14, January 11, 1963

Hon. Joseph A. Beek
Secretary of Senate
State Capitol, Sacramento, California

DEAR MR. BEEK: In accordance with Assembly Concurrent Resolution No. 8, 1962 Session, I have the honor to submit herewith "A Summarized Report of the Federal Aid in Fish and Wildlife Programs in California."

Sincerely,

W. T. SHANNON, Director

Enc.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, January 15, 1963

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol

DEAR MR. BEEK: Senate Resolution No. 26 of the 1962 Regular (Budget) Session, by Senator Carl L. Christensen, Jr., and Senator Randolph Collier, requested the Department of Public Works and the Department of Parks and Recreation to conduct a study of the feasibility of developing recreational areas at or near sites where rivers or streams are crossed by bridges, or where it is proposed that a bridge be so constructed. The resolution requested the cooperation of the Department of Water Resources, the Department of Fish and Game, and the United States Corps of Engineers in making the study.

There are enclosed six copies of a report on this subject, which has been prepared in accordance with the request contained in the resolution.

Respectfully,

ROBERT B. BRADFORD
Director of Public Works

Enc.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF EDUCATION
STATE EDUCATION BUILDING, 721 CAPITOL AVENUE
SACRAMENTO 14, January 2, 1963

Mr. J. A. Beek
Secretary of the Senate
California State Legislature
State Capitol
Sacramento 14, California
and

Mr. Jesse M. Unruh
Speaker of the Assembly
California State Legislature
State Capitol
Sacramento 14, California

GENTLEMEN: AS requested by Senate Concurrent Resolution Number 27, 1962 Session of the Legislature of the State of California, the attached report, dealing with the feasibility of placing the program of driver education and driver training in the hands of the Department of Motor Vehicles, is submitted. This report is based on a study conducted by the two departments and represents the considered opinion of the Department of Motor Vehicles and the Department of Education. Both departments agree that the only feasible place for offering driver education and driver training is in the schools.

Sincerely yours,

ROY E. SIMPSON

cc: Mr. Tom Bright

Report and Recommendations to the Legislature
Made Jointly by the Department of Motor Vehicles and the
Department of Education in Response to
Senate Concurrent Resolution No. 27
Adopted by the Senate and Assembly
March 31, 1962, and April 3, 1962, Respectively
January 2, 1963

Senate Concurrent Resolution No. 27 requested the Department of Motor Vehicles and the Department of Education to co-operate in a study on the feasibility of transferring driver education and training from the California School System to the Department of Motor Vehicles. This study considered the feasibility:

- (1) From the standpoint of educational philosophy.
- (2) From the standpoint of practical financing.
- (3) From the standpoint of public interest and attitude.

Recommendation Prepared as a Result of the Requested Study and
Following the Public Hearing on July 26, 1962

The departments determined that the transfer of the project out of the Department of Education was not feasible from standpoint No. 1.

The departments considered the practical operation and financing of the project not feasible from standpoint No. 2.

The attitude at a public meeting held in Los Angeles showed that the public was preponderantly against transferring the program out of the schools. It was therefore determined not feasible from this standpoint.

The joint recommendation of the Department of Motor Vehicles and the Department of Education is that the program not be transferred from the California school system to the Department of Motor Vehicles because it is not feasible.

Both departments join in presenting a discussion of considerations involved in each of the standpoints listed on the preceding page as follows:

(1) Educational Philosophy

From the standpoint of philosophy it seems that the Department of Education has been established as the agency responsible for educational programs. Education Code Sections 252-253 require the Superintendent of Public Instruction to execute the policies of the State Board of Education and to superintend the schools of the State and through authorizations and mandates accorded to the Department of Education, he is responsible for supervision of the conduct of programs of instruction in the public schools. Instruction in the public schools includes both the teaching of college preparatory studies and skill subjects such as industrial arts, agriculture, business courses, and driver education.

Channels of communication are well established between the Department of Education and the offices of superintendents of schools and school districts. They observe

the directives of the Superintendent of Public Instruction with respect to teaching of mandated subjects and required or prohibited instruction. It is the responsibility of the Department of Education to be informed in methods and mechanics of education.

On the other hand, it is the responsibility of the Department of Motor Vehicles to maintain facilities for the issuance of automobile registrations and drivers' licenses, examining applicants for drivers' licenses *after* they have obtained the necessary skills.

The California Vehicle Code does authorize rendering assistance to the driver instruction program when it provides for the assignment of qualified employees of the Department of Motor Vehicles to advise with the State Board of Education and with the governing boards of districts on the preparation, establishment, and conduct of courses in automobile driver education and automobile driver training in secondary schools.

The position of the Department of Motor Vehicles in connection with licensing and its other obligations appears contrary to the principle of actually conducting educational classes. The departments have determined that from this standpoint it would not be feasible to transfer driver education and training to the Department of Motor Vehicles.

(2) Practical Financing

From the standpoint of practical financing, it must be considered that there are 596 senior and four-year high schools in California. All provide driver education; most provide driver training. There are fewer than 150 Department of Motor Vehicles offices. None has facilities for teaching either driver education or driver training. To provide facilities for driver education and driver training would involve great expenditures, apparently in excess of \$600,000 and would still offer driver education in only one-quarter as many locations as there are schools. It must be recognized that the Department of Motor Vehicles has no logical liaison with the various school districts and should have no basis for compelling any district to make available facilities for this educational work.

Most schools have the opportunity of very attractive loan or leasing arrangements for instruction vehicles, but it is considered likely that these would not be available to the Department of Motor Vehicles. To match the vehicles now in use by the various schools, without considering operating costs but considering replacement reserves, would be in excess of \$4,000,000.

It is suggested by the resolution that the Department of Motor Vehicles employ public school instructors during off-school hours to teach driver education and training, but it must be remembered that a work week is limited and it will probably be impossible to obtain the services of such instructors for all of the off-hours that the Department of Motor Vehicles might use them. In 1961-62, there were 247,592 students who received driver education in the public schools and 137,632 received driver training. The furnishing of facilities and instructors for this volume and for this task performed other than in the public schools would be tremendously expensive.

It would appear that as facilities and a method of recruitment of instructors are already available, and as a method of securing vehicles for instructional purposes, frequently on very economical terms is also available, that the departments are well justified in determining that from the practical standpoint and the standpoint of practical financing that a transfer of driver education and training from the California School System to the Department of Motor Vehicles is not feasible.

(3) Public Interest and Attitude

On July 26, 1962, a meeting was held in Los Angeles to give the taxpayers of California the opportunity to express their views on the subject. Studies have shown approximately 90 percent of the people are in favor of driver education in the schools and the testimony at the July 26 meeting supported the findings made in the studies. During the meeting, 18 speakers were heard. Of these, 17 supported retention of the program in the public schools. One speaker represented 62 member groups in the California Committee for Driver Education. Some of the groups for which he spoke, such as the California Federation of Women's Clubs and the California Association of Business and Professional Women, represent a very sizable segment of the population. Some organizations, such as the California Congress of Parents and Teachers, the Federated Safety Councils of California, the automobile clubs and the insurance companies, although members of the California Committee for Driver Education, chose to speak for themselves in supporting driver education in the schools. The only group in favor of placing the program under the control of the Department of Motor Vehicles was the Driving School Association of California. This is an organization of private, commercial driving schools.

From the standpoint of interest and attitude, the public is strongly in support of driver instruction in the schools, under the direction of the Department of Education—not the Department of Motor Vehicles.

For philosophical and practical reasons and because the general public strongly favors the retention, expansion, and improvement of driver instruction in the schools, the Department of Motor Vehicles and the Department of Education recommend that this program be retained in the public schools under the direction of the Department of Education because its transfer to the Department of Motor Vehicles is not feasible.

TOM M. BRIGHT, Director
Department of Motor Vehicles

ROY E. SIMPSON, Director
Department of Education

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, January 15, 1963

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol

DEAR MR. BEEK: Senate Concurrent Resolution No. 6 of the 1962 Regular (Budget) Session requested the Department of Public Works to conduct a preliminary study, in co-operation with the U.S. Corps of Engineers, of the feasibility of providing a bridge crossing over Humboldt Bay which would connect the Samoa Peninsula with the City of Eureka, and report the findings to the Legislature by January 15, 1963.

There are enclosed six copies of a report on this subject which has been prepared by the Department of Public Works, in co-operation with the U.S. Corps of Engineers, in accordance with the request contained in the resolution.

Respectfully,

ROBERT B. BRADFORD
Director of Public Works

Enc.

Letter of transmittal ordered printed in the Journal, and the reports filed with the Secretary of the Senate.

REQUEST FOR UNANIMOUS CONSENT

Senator Rattigan asked for, and was granted, unanimous consent to have the following communication from the Kenwood School District printed in the Journal.

KENWOOD SCHOOL DISTRICT
P.O. Box 198, KENWOOD, CALIFORNIA
January 9, 1963

Hon. Joseph A. Rattigan
State Capitol
Sacramento 14, California

DEAR SENATOR RATTIGAN: On the evening of December 13, 1962 the governing board of the Kenwood School District voiced, by resolution, a desire to express their feelings in regard to state school support.

In view of the fact that this year's session shows indications of becoming involved in matters pertaining to school support, we ask your consideration of the following resolution:

"Resolution No. 31, December 13, 1962

BE IT RESOLVED by the governing board of the Kenwood School District and hereby ordered that the Principal of the Kenwood School District shall write the legislators of the district informing them that the members of the Kenwood School Board unanimously request that the Legislature take all possible action to restore the balance of school support to a 50/50 basis between state and local aid, and further, the Board respectfully requests that the Legislature fully explore sources of additional methods of taxation that may ease the ever increasing burden of the local property taxpayer."

PASSED AND ADOPTED this 13th day of December, 1962 by the governing board of the Kenwood School District of Sonoma County, California by the following vote:

Harold Morton—aye; Frank Mowry—aye; Robert Ferroggiaro—aye.

AYES—3; NOES—0; ABSENT OR NOT VOTING—0.

I, ROBERT N. FERROGGIARO, Clerk of the Board of Trustees of the Kenwood School District of Sonoma County, California, do hereby certify the foregoing to be a copy of a resolution adopted by the Board of Trustees held at the time and with the vote stated above.

Yours very truly,

ALFRED E. CARNIGLIA, Principal
Secretary to the Governing Board
Kenwood School District

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 15, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 15

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 15—Approving certain amendments to the Charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the special municipal election held therein on November 6, 1962.

Request for Unanimous Consent

Senator Schrade asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 15, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 15

Assembly Concurrent Resolution No. 15—Approving certain amendments to the Charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the special municipal election held therein on November 6, 1962.

Resolution read, and presented by Senator Schrade.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cohey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Lagomarsino, McAteer, McCarthy, Murdy, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Wein-gand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, January 15, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 4—Approving amendments to the Charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a general election held therein on the sixth day of November, 1962;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the fifteenth day of January, 1963, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, January 14, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 9

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, January 14, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 10

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, January 16, 1963

MR. PRESIDENT: The Committee on Rules has approved the following television and radio representatives for credentials during the 1963 General Session as submitted by Earl C. Behrens, President of the Capitol Correspondents Association.

KCRA-TV—Don Oliver, Rex Hosea, Murray A. Westgate, John Jervis

KCRA-Radio—Don Smith, Bob Whitten

KJOY-Radio—(Stockton)—Spencer H. Tyler

BURNS, Chairman

SENATE CHAMBER, January 16, 1963

Secretary of the Senate

MR. SECRETARY: I am filing with you herewith the following:

Request to Consider and Act on Bill Within 30 Calendar Days

In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1—An act to amend Sections 26 and 27 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR MURDY

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Murdy:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 16, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 1—An act to amend Sections 26 and 27 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR MURDY

Recommendation of Committee on Rules

SENATE CHAMBER, January 16, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Murdy:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 1.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lago-

marsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, January 16, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Bill No. 1

Has had the same under consideration, and reports the same back with the recommendation:

Do pass.

BURNS, Chairman

REQUEST FOR UNANIMOUS CONSENT

Senator Murdy asked for, and was granted, unanimous consent to take up Senate Bill No. 1, at this time, for consideration.

CONSIDERATION OF SENATE BILL NO. 1

Senate Bill No. 1—An act to amend Sections 26 and 27 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

RESOLUTIONS

The following resolutions were offered:

By Senator Farr:

Senate Resolution No. 20

Relative to the 22nd Annual National

Pro-Amateur Golf Championship sponsored by "Bing" Crosby

WHEREAS, The 22nd Annual National Pro-Amateur Golf Championship sponsored by "Bing" Crosby is to be held at Pebble Beach, California, from Thursday, January 17 through Sunday, January 20, 1963; and

WHEREAS, All proceeds from this tournament go to charity; and

WHEREAS, Mr. Crosby has inspired thousands of citizens of the Monterey Peninsula to work in a collaborative effort for the benefit of youth in California; and

WHEREAS, There has never been a salary paid in the history of the tournament; and

WHEREAS, During the 22 years that the tournament has been held, more than one million dollars has been donated to youth centers and youth groups throughout the entire State of California; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate heartily and graciously commends "Bing" Crosby for the selfless and public-spirited generosity which has characterized his sponsorship of this tournament for more than two decades; and be it further

Resolved, That the people of the State of California acknowledge the great debt of gratitude they owe to Mr. Crosby for providing the financial means to build recreation centers which offer a wholesome environment for the youth of many cities in California; and be it further

Resolved, That the Secretary of the Senate be directed to send a suitably prepared copy of this resolution to Mr. Crosby.

Resolution read, and unanimously adopted on motion of Senator Farr.

By Senators McAteer and McCarthy:

Senate Resolution No. 21**Relative to the University of San Francisco**

WHEREAS, The University of San Francisco has for the past 107 years played a distinguished and widely praised role in enriching the educational, intellectual, cultural, spiritual and economic life of the San Francisco Bay area; and

WHEREAS, The University of San Francisco has made particularly impressive strides in steadily expanding both its physical plant and the excellence of its educational program under the distinguished Presidency, since 1954, of Very Reverend John F. X. Connolly, S. J.; and

WHEREAS, The Society of Jesus, which has so capably and with such dedication conducted the University of San Francisco from its founding, has now elevated Father Connolly to the position of Provincial with jurisdiction over the many worthy Jesuit activities in California, Nevada, Utah and Oregon; and

WHEREAS, The new President of the University, the Very Reverend Charles W. Dullea, S. J., brings to that office a very impressive background of achievement in scholarly and administrative work, most recently as Rector of the University, a position which has thoroughly familiarized him with the tasks he now undertakes as President; and

WHEREAS, The selection of Father Dullea as President assures the further fine development of the University, as it expands in keeping with the growth of the region it has so long and so well served; now, therefore, be it

Resolved, That the Senate of the State of California hereby congratulates the University of San Francisco for its 107 years of invaluable benefit to the community, and further congratulates Very Reverend John F. X. Connolly, S. J., under whose direction the University has so notably progressed, and Very Reverend Charles W. Dullea, S. J., under whose capable direction the University continues into its second century of service; and be it further

Resolved, That the Secretary of the Senate be instructed to present suitably prepared copies of this resolution to the Very Reverend John F. X. Connolly, S. J., and the Very Reverend Charles W. Dullea, S. J.

Resolution read, and unanimously adopted on motion of Senator McAteer.

By Senator Miller:

Senate Resolution No. 22**Relative to extending the time for the filing of a report by the Joint Legislative Budget Committee**

Resolved by the Senate of the State of California, That the Joint Legislative Budget Committee shall file its final report relative to the interim study of the State's communication requirements, including a microwave system, pursuant to Senate Resolution No. 189 of the 1961 Regular Session, with the Senate not later than February 15, 1963.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 95: By Senator Lagomarsino—An act to amend Section 987a of the Penal Code, relating to compensation for court-appointed counsel.

Referred to Committee on Judiciary.

Senate Bill No. 96: By Senator Collier—An act to amend Section 23610 of the Vehicle Code, relating to compressed airbrake safety devices, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Senate Bill No. 97: By Senator Collier—An act to amend Sections 5900, 5901, and 11713 of, and to add Section 24010 to, the Vehicle Code, relating to odometer readings.

Referred to Committee on Transportation.

Senate Bill No. 98: By Senator Gibson—An act to add Section 21962 to the Vehicle Code, relating to traffic control.

Referred to Committee on Transportation.

Senate Bill No. 99: By Senator Rattigan—An act to amend Section 944 of the Education Code, relating to school board elections.

Referred to Committee on Elections.

Senate Bill No. 100: By Senator Rattigan—An act to amend Section 23300 of the Elections Code, relating to consolidation of elections.

Referred to Committee on Elections.

Senate Bill No. 101: By Senator Rattigan (By Request of the State Bar of California)—An act to amend Section 537 of the Code of Civil Procedure, relating to attachment.

Referred to Committee on Judiciary.

Senate Bill No. 102: By Senator Bradley—An act to add Section 1444 to the Probate Code, relating to summary appointment of guardians for minors.

Referred to Committee on Judiciary.

Senate Bill No. 103: By Senator Bradley—An act to amend Sections 23201, 23207, 23215 and 23216 of the Government Code, relating to alterations of boundaries of counties, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 104: By Senator Backstrand—An act to amend Section 35790 of the Vehicle Code, relating to permits to tow overwidth trailer coaches, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Senate Bill No. 105: By Senator Holmdahl—An act to amend Section 13242 of the Public Utilities Code, relating to bond denominations, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 106: By Senator Petersen (At the Request of the State Bar of California)—An act to amend Sections 640 and 645 of the Probate Code, relating to administration of estates.

Referred to Committee on Judiciary.

Senate Bill No. 107: By Senator Rodda—An act to amend Section 13521 of, and to add Section 13521.1 to, the Education Code, relating to school districts.

Referred to Committee on Local Government.

Senate Bill No. 108: By Senator Rodda—An act to amend Section 24054 of the Education Code, relating to state college auxiliary organizations.

Referred to Committee on Education.

Senate Bill No. 109: By Senators Rodda and Weingand—An act to amend Section 14376 of the Education Code, relating to allowable annual earnings of substitute teachers.

Referred to Committee on Education.

Senate Bill No. 110: By Senator Cobey—An act to amend Section 139 of the Civil Code, relating to support of spouse and children.

Referred to Committee on Judiciary.

Senate Bill No. 111: By Senator Lagomarsino (At the Request of the State Bar of California)—An act to amend Section 844 of the Probate Code, relating to authority of executor and administrator to lease without a court order.

Referred to Committee on Judiciary.

Senate Bill No. 112: By Senator Lagomarsino (At the Request of the State Bar of California)—An act to amend Section 1538 of the Probate Code, relating to leases by guardians.

Referred to Committee on Judiciary.

Senate Bill No. 113: By Senator Rees—An act to add Section 39561.5 to the Government Code, relating to weed abatement, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Agriculture.

Senate Bill No. 114: By Senator Begovich (Coauthor: Assemblyman Lunardi)—An act to amend Sections 151, 152, and 153 of the Water Code, relating to the California Water Commission.

Referred to Committee on Water Resources.

Senate Bill No. 115: By Senators McAteer, Burns, O'Sullivan, Rodda, Donnelly, Dolwig, Schrade, Geddes, Rees, Way, Gibson, Short, Petersen, Rattigan, Cobey, Holmdahl, McCarthy, and Backstrand (Coauthors: Assemblymen Petris, Waldie, Crown, Song, Rumford, Foran, Dymally, Moreno, Meyers, Gaffney, Marks, Burton, Bagley, McMillan, Knox, Garrigus, Gonsalves, Mills, and Ferrell)—An act to add Article 15 (commencing with Section 6451) to Chapter 6 of Division 6 of the Education Code, relating to special educational programs for culturally disadvantaged children, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 116: By Senator Schrade—An act to add Section 23826 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 117: By Senator Regan—An act to repeal Article 5 (commencing with Section 10740), Chapter 1, Division 7 of the Fish and Game Code, relating to wilderness areas.

Referred to Committee on Fish and Game.

Senate Bill No. 118: By Senators Farr, Regan, Grunsky, Cobey, Dolwig, Short, Petersen, and Rattigan—An act to establish a Commercial Code, thereby consolidating and revising the law relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents; to make uniform the law with respect thereto; amending various sections of the Civil Code, Code of Civil Procedure, Corporations Code, Financial Code and Vehicle Code, to make them consistent therewith; adding Chapter 12.5 (commencing with Section 560) to Title 13 of Part 1 of the Penal Code, relating to crimes involving bailments; and repealing legislation inconsistent therewith.

Referred to Committee on Judiciary.

Senate Concurrent Resolution No. 11: By Senator Cobey—Relating to the Lower San Joaquin Levee District.

Referred to Committee on Rules.

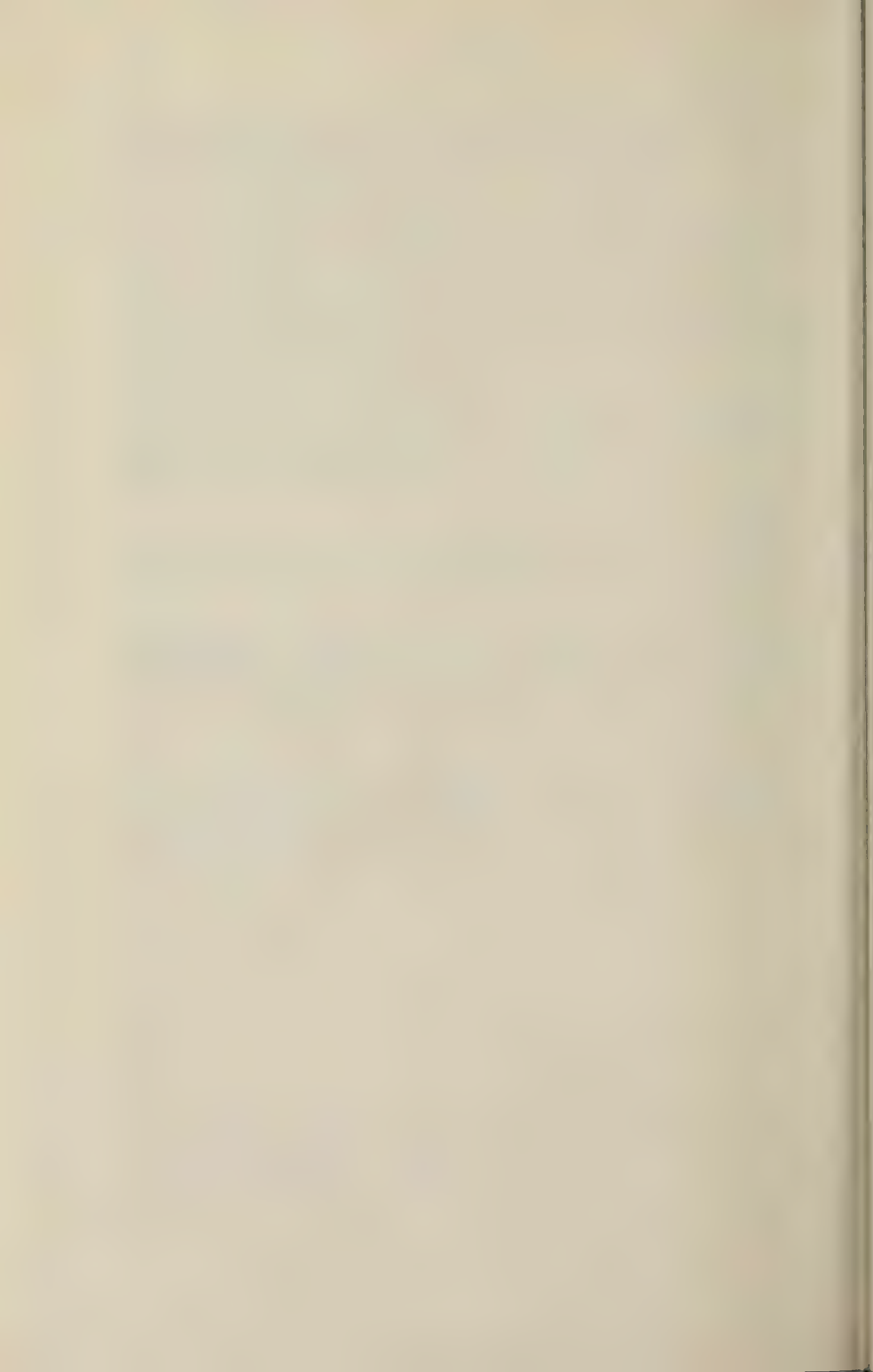
Senate Joint Resolution No. 3: By Senators McCarthy and McAteer—Relative to memorializing Congress to permit California to impose motor vehicle license, registration, and other fees with respect to motor vehicles owned by national banking associations.

Referred to Committee on Rules.

ADJOURNMENT

At 11.40 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Thursday, January 17, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTH LEGISLATIVE DAY

NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, January 17, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtcer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

God of Abraham, God of Isaac, God of Jacob, who led Thy chosen ones out of the land of bondage, going before them as a pillar of cloud by day and a pillar of fire by night; we ask today that You will likewise walk before us here to dissipate the night of error with the light of Thy truth, and to guide us to the accomplishment of Thy will in justice always. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Dolwig, on motion of Senator Burns, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Shannon Horn of San Luis Obispo.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ken Comes of Oakland.

On request of Senators Holmdahl and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. J. E. Nestor of Sacramento.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Supervisor Floyd Giles of Butte County, and Supervisor John Fiach of Glenn County.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Don Hillman, Member of the Board of Supervisors of Tulare County and Mrs. Hillman, of Tulare; Mrs. Howard Way, wife of Senator Way; Mr. Charles Cummings, Member of the Board of Supervisors of Tulare County, from Porterville; Mr. Sherald L. Sluka of Visalia; and Mr. Malcolm Crawford, Chairman of the Board of Supervisors.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Joe Scarmella of Point Arena.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Twin Hills Union School: Adults—Mrs. Lois Clark, teacher; Mr. Lynn Stephenson, teacher; Mrs. Anna Gerholdt, elementary consultant. Students—Terry Cox, Gail Crouch, Gary Elder, Stephen Fornelius, Thomas Fowler, Thompson Fulton, Robert Grundel, Dennis Hall, Glen Hayes, Gordon Hettrick, David Wagner, Clifford Morton, Roderick Muegge, Allen Reeser, Charles Rupp, Earl Sheridan, Alan Spencer, Craig Stanley, Ricky Starkey, William Symes, Lester Thompson, Emily Duckhorn, Hazel Lombella, Linda Lowrey, Donna Mabee, Jeanette Marr, Charlene McIntyre, Margaret Murray, Deborah Proaps, Carolyn Ranch, Joanne Rivera, Antionette Rose, Sharon Samuelson, Janet Tanner, Janice Tatro, Kathy Thompson, Janice Troxell, Ida Weeks, Judy West, Samuel Vasquez, William Williams, and Walter Winsby.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 16, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 9

Senate Concurrent Resolution No. 10

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD C. COLLINS, Assistant Clerk

Above resolutions ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, January 16, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1

And reports the same correctly engrossed.

BURNS, Chairman

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Cameron:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 15, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 34—An act to amend Section 2004 of the Education Code relating to the Junior College Tax Relief Act declaring the urgency thereof to take effect immediately.

Respectfully submitted,

SENATOR RONALD G. CAMERON

Recommendation of Committee on Rules

SENATE CHAMBER, January 16, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Ronald G. Cameron:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 34.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Article IV, Section (2a), of the Constitution was declared suspended.

RESOLUTIONS

The following resolution was offered:

By Senator McAteer:

Senate Resolution No. 23

Relative to Mr. John F. Henning

WHEREAS, John F. Henning has earned the admiration of all Californians for his unimpeachable integrity, excellent judgment, high intelligence, and unswerving dedication in a variety of responsible positions dealing with vital public issues, including such offices as President of the San Francisco Board of Permit Appeals, Administrator of the California Employment Relations Agency, as a member of the San Francisco Commission on Equal Employment Opportunity and the San Francisco Public Welfare Commission, as Administrative Assistant and Research Director of the California Labor Federation, AFL-CIO, and as State Director of the Department of Industrial Relations; and

WHEREAS, John F. Henning has greatly advanced the cause of sound, progressive labor-management relations and has done so with a sympathetic awareness of the human values involved, his prominence in this field resulting in international recognition as evidenced by the high honors accorded him on his visit to Israel as a guest of Histadrut; and

WHEREAS, John F. Henning has taken a valuable leadership role in many civic, religious, educational and philanthropic activities to the great benefit of all Californians; and

WHEREAS, The California Labor Federation, AFL-CIO, is to honor John F. Henning with a Testimonial Dinner on the 7th of February 1963 in the Fairmont Hotel in San Francisco; now, therefore, be it

Resolved by the Senate of the State of California, That the Members hereby congratulate John F. Henning on a distinguished and continuing career of great service to our Nation and to our State; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Mr. John F. Henning.

Resolution read, and unanimously adopted on motion of Senator McAteer.

WITHDRAWAL FROM COMMITTEE OF SENATE RESOLUTION NO. 22

Senator Miller moved that Senate Resolution No. 22 be withdrawn from Committee on Rules for purpose of consideration.

Motion carried.

CONSIDERATION OF SENATE RESOLUTION NO. 22

By Senator Miller:

Senate Resolution No. 22

Relative to extending the time for the filing of a report by the Joint Legislative Budget Committee

Resolved by the Senate of the State of California, That the Joint Legislative Budget Committee shall file its final report relative to the interim study of the State's communication requirements, including a microwave system, pursuant to Senate Resolution No. 189 of the 1961 Regular Session, with the Senate not later than February 15, 1963.

Resolution read, and adopted on motion of Senator Miller.

RESOLUTIONS

The following resolution was offered:

By Senator Burns:

Senate Resolution No. 24

Relative to Special Senate Committee on Legislative Representation

Resolved by the Senate of the State of California, That the following Members be and the same are hereby elected members of the Special Senate Committee on Legislative Representation:

Senators Alvin Weingand, Chairman, L. M. Backstrand, Clark Bradley, Fred Farr, and Samuel Geddes.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cooley, Collier, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lazomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

CONSIDERATION OF DAILY FILE THIRD READING OF SENATE BILLS

Senate Bill No. 1—An act to amend Sections 26 and 27 of the Orange County Water District Act (Chapter 924, Statutes of 1933),

relating to the Orange County Water District, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 19, inclusive; and on page 2, strike out lines 1 to 18, inclusive, and insert

SECTION 1. Section 26 of the Orange County Water District Act (Chapter 924, Statutes of 1933) is amended to read:

Sec. 26. On the second Wednesday in [March] *February* of each year, the engineering investigation and report shall be delivered to the secretary of said district in writing. Said secretary shall publish pursuant to Section 6061 of the Government Code a notice of the receipt of such report and of the public hearing to be held on the second Wednesday of [April] *March* in a newspaper of general circulation, printed and published within said district, at least 10 days prior to the date at which the public hearing regarding ground water conditions shall be held. Said notice, among other information which the district may provide therein, shall contain an invitation to all operators of water producing facilities within said district to call at the offices of said district to examine said engineering investigation and report.

There shall be held, by the board of directors, on the second Wednesday of [April] *March* of each year, at the district offices a public hearing at which time any operator of a water producing facility within said district or any person interested in the condition of the ground water supplies of said district may in person or by representative appear and submit evidence concerning the ground water conditions of said district. Appearances, also, may be made supporting or protesting said written engineering investigation and report. Said board of directors shall, before the levy of the replenishment assessments, find and determine the average annual overdraft for the immediate past 10 water years; the estimated annual overdraft for the current water year; the estimated annual overdraft for the ensuing water year; the accumulated overdraft as of the last day of the preceding water year; the estimated accumulated overdraft as of the last day of the current water year; the amount of water which should be purchased for the replenishment of the ground water supplies of said district for the ensuing water year, and the sum of money necessary therefor.

Such finding and determination by said board shall be conclusive and binding upon all persons and parties.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senator Collier Presiding

At 11.22 a.m., Senator Randolph Collier of the Second Senatorial District, presiding.

Assistant Secretary Gary Posz at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 119: By Senator Christensen—An act to amend Section 23432 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 120: By Senators Christensen and Begovich—An act to amend Section 2922 of the Revenue and Taxation Code, relating to unsecured property taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 121: By Senator Cameron—An act to amend Section 326 of the Probate Code, relating to probate of wills.

Referred to Committee on Judiciary.

Senate Bill No. 122: By Senator Cameron—An act to amend and renumber Section 2954 of the Civil Code, as added by Chapter 1561 of the Statutes of 1961, relating to mortgages and deeds of trust.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 123: By Senator Cameron—An act to amend Section 440 of the Probate Code, relating to petition for letters of administration.

Referred to Committee on Judiciary.

Senate Bill No. 124: By Senators O'Sullivan and Teale—An act to amend Section 5513 of the Fish and Game Code, relating to the use of gaffs.

Referred to Committee on Fish and Game.

Senate Bill No. 125: By Senator Collier—An act to amend Sections 2020 and 2625 of the Welfare and Institutions Code, relating to old age aid.

Referred to Committee on Social Welfare.

Senate Bill No. 126: By Senators Collier and Geddes—An act to amend the title of Article 3 (commencing with Section 27300) of Chapter 5 of Division 12, and Sections 27300, 27301, 27302, 27303 and 27304, of the Vehicle Code, relating to seat belts.

Referred to Committee on Transportation.

Senate Bill No. 127: By Senator Regan (Request of the State Bar of California)—An act to amend Sections 6151 and 6152 of the Business and Professions Code, relating to the unlawful solicitation and procurement of business for attorneys.

Referred to Committee on Business and Professions.

Senate Bill No. 128: By Senator Cobey—An act to amend Section 6 of, and to add Section 6.1 to, the Lower San Joaquin Levee District Act (Chapter 1075, Statutes of 1955), relating to the board of directors of the Lower San Joaquin Levee District.

Referred to Committee on Water Resources.

Senate Bill No. 129: By Senator Cobey—An act to add Sections 1248.1, 1248.2, 1248.3, 1248.4 and 1248.6 to, and to repeal Section 1845.5 of, the Code of Civil Procedure, relating to eminent domain.

Referred to Committee on Judiciary.

Senate Bill No. 130: By Senator Cobey—An act to amend Section 4294 of the Agricultural Code, relating to milk.

Referred to Committee on Agriculture.

Senate Bill No. 131: By Senator Rodda—An act to add Section 54 to the Civil Code, and to amend Sections 28221, 28282.5, 28581, and 28626 of, the Health and Safety Code, relating to blind persons.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 132: By Senator Cameron (At the Request of the State Bar of California)—An act to amend Sections 17151 and 17709 of the Vehicle Code, relating to liability arising from the operation of motor vehicles.

Referred to Committee on Judiciary.

Senate Bill No. 133: By Senator Cameron (At the Request of the State Bar of California)—An act to amend Sections 14372 and 14373 of, and to add Section 14374 to, the Revenue and Taxation Code, relating to refund of inheritance tax payments.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 134: By Senator Rattigan (At the Request of the State Bar of California)—An act to amend Section 36 of the Civil Code, relating to contracts of minors.

Referred to Committee on Judiciary.

Senate Bill No. 135: By Senator Farr—An act to amend Section 8046 of the Fish and Game Code, relating to fish handling privilege taxes.

Referred to Committee on Fish and Game.

Senate Bill No. 136: By Senators Murdy and Rees—An act to add Section 4243 to the Business and Professions Code, relating to drugs.

Referred to Committee on Business and Professions.

Senate Bill No. 137: By Senators Teale, Petersen, Rattigan, O'Sullivan, Arnold, Sedgwick, Begovich, Cameron, Geddes, Sturgeon, Symons, Christensen, Pittman, Collier, Cobey, Farr, and Regan—An act to amend Sections 12880 and 12885 of the Water Code, relating to the Davis-Grunsky Act.

Referred to Committee on Water Resources.

Senate Bill No. 138 (Departmental): By Senator Arnold (At Request of State Lands Commission)—An act to amend Section 6815 of the Public Resources Code, relating to leasing for oil and gas.

Referred to Committee on Natural Resources.

Senate Bill No. 139 (Departmental): By Senator Arnold (At Request of State Lands Commission)—An act to repeal Chapter 1 (commencing with Section 4000), Division 7 of the Harbors and Navigation Code, and Section 26000 of the Government Code, relating to juris-

diction for private wharves and piers upon ungranted lands of the State.

Referred to Committee on Natural Resources.

Senate Bill No. 140 (Departmental): By Senator Arnold (At Request of State Lands Commission)—An act to amend Section 7417 of the Public Resources Code, relating to approval of indemnity school land selection applications.

Referred to Committee on Natural Resources.

Senate Bill No. 141 (Departmental): By Senator Arnold (At Request of State Lands Commission)—An act to amend Section 35311 of the Government Code, relating to the annexation of territory to cities.

Referred to Committee on Natural Resources.

Senate Bill No. 142 (Departmental): By Senator Arnold (At Request of State Lands Commission)—An act to amend Section 6210.9 of the Public Resources Code, relating to access to public lands.

Referred to Committee on Natural Resources.

Senate Bill No. 143 (Departmental): By Senator Arnold (At Request of State Lands Commission)—An act to amend Sections 7052 and 7061 of the Public Resources Code, relating to oil and gas and mineral leases by public agencies.

Referred to Committee on Natural Resources.

Senate Bill No. 144: By Senator Arnold (At Request of State Lands Commission)—An act to amend Section 6994 of the Public Resources Code, relating to terms of leases for the taking of minerals from waters and certain lands.

Referred to Committee on Natural Resources.

Senate Bill No. 145: By Senator Arnold (At Request of State Lands Commission)—An act to amend Section 6503 of the Public Resources Code, relating to private recreational piers.

Referred to Committee on Natural Resources.

Senate Bill No. 146: By Senator Arnold (At Request of State Lands Commission)—An act to amend Section 6852 of the Public Resources Code, relating to leasing for oil and gas.

Referred to Committee on Natural Resources.

Senate Bill No. 147: By Senators Christensen and Begovich—An act to amend Section 4433 of the Public Resources Code, relating to in-lieu payments to counties for land taken for state purposes.

Referred to Committee on Judiciary.

Senate Bill No. 148: By Senators Christensen, Begovich, Collier, O'Sullivan, Lagomarsino, Holmdahl, Pittman, Teale, Short, and Regan—An act to amend Section 5006 of the Public Resources Code, relating to the acquisition of property for beaches and parks.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 149: By Senators Christensen, Begovich, Pittman, Teale, Collier, Short, Regan, and Petersen—An act to add Sections 12945, 12946, 12947, 12948, and 12949 to the Water Code, relating to state water resources development.

Referred to Committee on Water Resources.

Senate Bill No. 150: By Senators Christensen, Begovich, Pittman, Teale, Collier, Short, Regan, and Petersen—An act to add Article 4 (commencing with Section 1365) to Chapter 5 of Part 2 of Division 2 of the Water Code, relating to the appropriation of water.

Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 12: By Senators Collier, Short, Backstrand, Weingand, Dolwig, Christensen, Holmdahl, Rodda, McCarthy, and Gibson—Relative to the naming of highways, freeways and expressways.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 13: By Senator Collier—Relative to naming the Drinking Fountain Bridge on U.S. Highway 199 the Howard Griffin Bridge.

Referred to Committee on Transportation.

Senate Joint Resolution No. 4: By Senators McCarthy and McAtter—Relative to conveyance of federal lands in Marin County to the State of California.

Referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 14: By Senator Bradley—Approving two certain amendments to the Charter of the City of San Jose, a municipal corporation, in the County of Santa Clara, State of California, voted for and ratified by the electors of said city at a special municipal election held therein on the sixth day of November, 1962.

Request for Unanimous Consent

Senator Bradley asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 14, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 14

Senate Concurrent Resolution No. 14—Approving two certain amendments to the Charter of the City of San Jose, a municipal corporation, in the County of Santa Clara, State of California, voted for and ratified by the electors of said city at a special municipal election held therein on the sixth day of November, 1962.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 15: By Senator Burns—Relative to adoption of the Joint Rules of the Senate and Assembly.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 15, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 15

Senate Concurrent Resolution No. 15--Relative to adoption of the Joint Rules of the Senate and Assembly.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, January 17, 1963

MR. PRESIDENT: The Rules Committee has completed the appointment of the chairmen, vice chairmen and members of the Standing Committees for the 1963 General Session, as listed.

BURNS, Chairman

Senate Standing Committees

January 17, 1963

Agriculture (13)

O'Sullivan, Chairman	Quick
Geddes, Vice Chairman	Rattigan
Cobey	Stiern
Donnelly	Sturgeon
Farr	Way
Lagomarsino	Williams
Murdy	

Business and Professions (9)

Short, Chairman	Rattigan
McCarthy, Vice Chairman	Stiern
Backstrand	Teale
Gibson	Weingand
Pittman	

Education (11)

Donnelly, Chairman	Murdy
Arnold, Vice Chairman	O'Sullivan
Farr	Rattigan
Grunsky	Rodda
McAteer	Stiern
Miller	

Elections (7)

Rodda, Chairman	Rees
Sedgwick, Vice Chairman	Way
Farr	Weingand
Geddes	

Finance (13)

Miller, Chairman	Gibson
Teale, Vice Chairman	McAteer
Arnold	McCarthy
Burns	Murdy
Cobey	Rees
Collier	Short
Donnelly	

Fish and Game (11)

Cameron, Chairman	Schrade
Quick, Vice Chairman	Stiern
Begovich	Symons
Lagomarsino	Way
Nisbet	Weingand
Petersen	

Governmental Efficiency (11)

Gibson, Chairman	Lagomarsino
Burns, Vice Chairman	McAteer
Arnold	McCarthy
Begovich	Regan
Collier	Teale
Dolwig	

Institutions (5)

Williams, Chairman	Rodda
Lagomarsino, Vice Chairman	Weingand
Cameron	

Insurance and Financial Institutions (9)

Dolwig, Chairman	Grunsky
Bradley, Vice Chairman	Miller
Burns	Short
Cameron	Sturgeon
Collier	

Judiciary (13)

Regan, Chairman	Farr
Petersen, Vice Chairman	Grunsky
Bradley	Holmdahl
Cameron	Lagomarsino
Christensen	O'Sullivan
Cobey	Rattigan
Dolwig	

Labor (7)

McAteer, Chairman	Pittman
Way, Vice Chairman	Rodda
Holmdahl	Schrade
Nisbet	

Local Government (11)

Rattigan, Chairman	Regan
Pittman, Vice Chairman	Rodda
Bradley	Sedgwick
Geddes	Teale
Nisbet	Williams
Rees	

Military and Veterans Affairs (5)

Christensen, Chairman	Rees
Begovich, Vice Chairman	Symons
Quick	

Natural Resources (11)

Farr, Chairman	Geddes
Nisbet, Vice Chairman	Grunsky
Arnold	McCarthy
Begovich	Petersen
Cameron	Quick
Christensen	

Public Health and Safety (7)

Stiern, Chairman	Quick
Schrade, Vice Chairman	Sedgwick
Holmdahl	Sturgeon
Petersen	

Public Utilities (7)

Holmdahl, Chairman	Dolwig
Symons, Vice Chairman	O'Sullivan
Backstrand	Williams
Begovich	

Revenue and Taxation (11)

Grunsky, Chairman
 Rees, Vice Chairman
 Arnold
 Bradley
 Collier
 Gibson

Holmdahl
 Miller
 O'Sullivan
 Symons
 Teale

Social Welfare (7)

Sturgeon, Chairman
 Weingand, Vice Chairman
 Cobey
 Petersen

Pittman
 Symons
 Williams

Transportation (13)

Collier, Chairman
 Backstrand, Vice Chairman
 Christensen
 Dolwig
 Donnelly
 Geddes
 Gibson

Holmdahl
 McAteer
 McCarthy
 Schrade
 Short
 Sturgeon

Water Resources (13)

Cobey, Chairman
 Murdy, Vice Chairman
 Backstrand
 Christensen
 Donnelly
 Miller
 Nisbet

Pittman
 Regan
 Schrade
 Sedgwick
 Short
 Way

Senators' Standing Committee Memberships

January 17, 1963

Arnold (5)

Education, Vice Chairman
 Finance
 Governmental Efficiency

Natural Resources
 Revenue and Taxation

Backstrand (4)

Transportation, Vice Chair-
 man
 Business and Professions

Public Utilities
 Water Resources

Begovich (5)

Military and Veterans Af-
 fairs, Vice Chairman
 Fish and Game

Governmental Efficiency
 Natural Resources
 Public Utilities

Bradley (4)

Insurance and Financial In-
 stitutions, Vice Chairman
 Judiciary

Local Government
 Revenue and Taxation

Burns (3)

Governmental Efficiency,
Vice Chairman
Finance

Insurance and Financial
Institutions

Cameron (5)

Fish and Game, Chairman
Institutions
Insurance and Financial
Institutions

Judiciary
Natural Resources

Christensen (5)

Military and Veterans Af-
fairs, Chairman
Judiciary

Natural Resources
Transportation
Water Resources

Cobey (5)

Water Resources, Chairman
Agriculture
Finance

Judiciary
Social Welfare

Collier (5)

Transportation, Chairman
Finance
Governmental Efficiency

Insurance and Financial In-
stitutions
Revenue and Taxation

Dolwig (5)

Insurance and Financial In-
stitutions, Chairman
Governmental Efficiency

Judiciary
Public Utilities
Transportation

Donnelly (5)

Education, Chairman
Agriculture
Finance

Transportation
Water Resources

Farr (5)

Natural Resources, Chairman
Agriculture
Education

Elections
Judiciary

Geddes (5)

Agriculture, Vice Chairman
Elections
Local Government

Natural Resources
Transportation

Gibson (5)

Governmental Efficiency,
Chairman
Business and Professions

Finance
Revenue and Taxation
Transportation

Grunsky (5)

Revenue and Taxation,
Chairman
Education

Insurance and Financial
Institutions
Judiciary
Natural Resources

Holmdahl (6)

Public Utilities, Chairman
 Judiciary
 Labor

Public Health and Safety
 Revenue and Taxation
 Transportation

Lagomarsino (5)

Institutions, Vice Chairman
 Agriculture
 Fish and Game

Governmental Efficiency
 Judiciary

McAteer (5)

Labor, Chairman
 Education
 Finance

Governmental Efficiency
 Transportation

McCarthy (5)

Business and Professions,
 Vice Chairman
 Finance

Governmental Efficiency
 Natural Resources
 Transportation

Miller (5)

Finance, Chairman
 Education
 Insurance and Financial
 Institutions

Revenue and Taxation
 Water Resources

Murdy (4)

Water Resources,
 Vice Chairman
 Agriculture

Education
 Finance

Nisbet (5)

Natural Resources,
 Vice Chairman
 Fish and Game

Labor
 Local Government
 Water Resources

O'Sullivan (5)

Agriculture, Chairman
 Education
 Judiciary

Public Utilities
 Revenue and Taxation

Petersen (5)

Judiciary, Vice Chairman
 Fish and Game
 Natural Resources

Public Health and Safety
 Social Welfare

Pittman (5)

Local Government,
 Vice Chairman
 Business and Professions

Labor
 Water Resources
 Social Welfare

Quick (5)

Fish and Game,
 Vice Chairman
 Agriculture

Military and
 Veterans Affairs
 Natural Resources
 Public Health and Safety

Rattigan (5)

Local Government,
Chairman
Agriculture

Business and Professions
Education
Judiciary

Rees (5)

Revenue and Taxation,
Vice Chairman
Elections
Finance

Local Government
Military and
Veterans Affairs

Regan (4)

Judiciary, Chairman
Governmental Efficiency

Local Government
Water Resources

Rodda (5)

Elections, Chairman
Education
Institutions

Labor
Local Government

Schrade (5)

Public Health and Safety,
Vice Chairman
Fish and Game

Labor
Transportation
Water Resources

Sedgwick (4)

Elections, Vice Chairman
Local Government

Public Health and Safety
Water Resources

Short (5)

Business and Professions,
Chairman
Finance

Insurance and Financial
Institutions
Transportation
Water Resources

Stiern (5)

Public Health and Safety,
Chairman
Agriculture

Business and Professions
Education
Fish and Game

Sturgeon (5)

Social Welfare, Chairman
Agriculture

Insurance and Financial
Institutions
Transportation

Symons (5)

Public Utilities, Vice Chair-
man
Fish and Game

Military and Veterans
Affairs
Revenue and Taxation
Social Welfare

Teale (5)

Finance, Vice Chairman
Business and Professions
Governmental Efficiency

Local Government
Revenue and Taxation

Way (5)

Labor, Vice Chairman
Agriculture
Elections

Fish and Game
Water Resources

Weingand (5)

Social Welfare, Vice Chair-
man
Business and Professions

Elections
Fish and Game
Institutions

Williams (5)

Institutions, Chairman
Agriculture
Local Government

Public Utilities
Social Welfare

MOTION TO ADJOURN IN MEMORY OF CHESTER GANNON

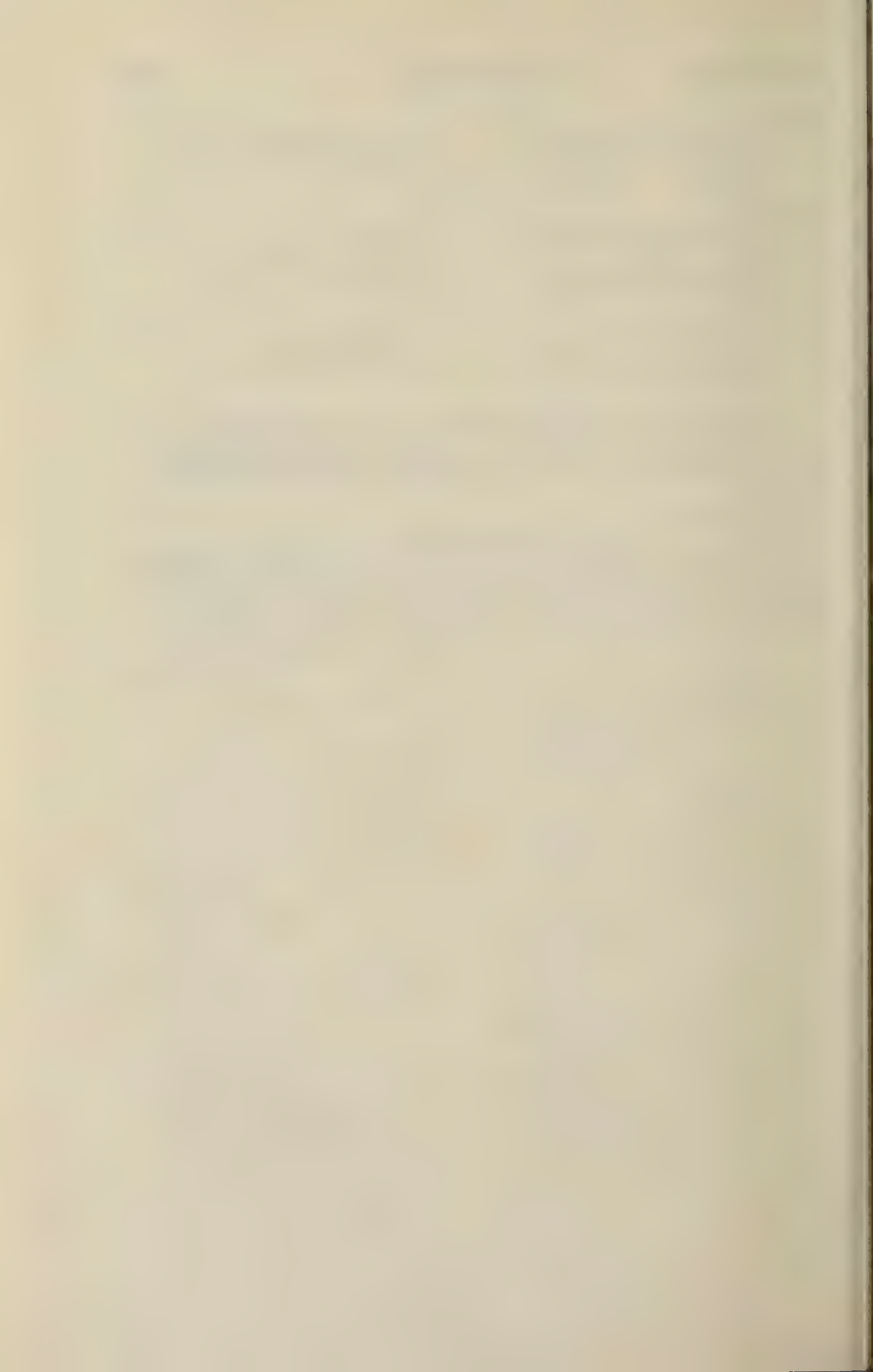
Senator Rodda moved that when the Senate adjourns this day it do so out of respect to the memory of former Assemblyman Chester F. Gannon.

Motion carried.

ADJOURNMENT

At 11.56 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, January 21, 1963, out of respect to the memory of former Assemblyman Chester F. Gannon.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

NINTH LEGISLATIVE DAY
ELEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, January 21, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

O God, who did so enoble the dignity of man by endowing him with freedom and intelligence, we come before Thee as those chosen by our peers to exercise our freedom and intelligence for the strengthening and progress of the commonweal. This is Your work, O Lord, and we Your instruments. It is only at the call of the sovereign voice of the people and in profound humility that we dare to undertake the task. Bless us, O Lord, and give us the skills to be about the lofty business of State. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Begovich led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Petersen, on motion of Senator Rattigan, on legislative business.

Senator Murdy, on motion of Senator Burns, on personal business.

Senator Gibson, on motion of Senator Burns, on legislative business.

Senator Teale, on motion of Senator Burns, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Alfred A. Gregory of Elsinore.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Howes of Visalia.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Eddy Davis of Williams.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students from Encinal Elementary School of Coyote: Adults—Mr. Robert W. Bick, Mrs. Rex Mayers, Mrs. Robert Bick, and Mrs. Sal Turturici. Students—George Flores, Robert Beals, Michael Stockam, Santos Silva, Steve Lopez, Benny Sanchez, Helen Sanchez, Irene Silva, Augustine Castro, Tito Gonzales, Adam Gonzales, Santos Pena, Ramona Fangonilo, Hope Villanueva, Diane Turturici, Mary Lou Canales, Thomas Thorpe, Josephine Perez, Martha Mason, Ida Mason, Ophelia Mason, Juan Gonzales, Robert Le Vasseur, Herminia Fangonilo, Paulita Robledo, Juanita Robledo, Carolyn Ramirez, Ramona Villanueva, Pedro Bernal, John Pena, Connie Morales, Danny Morales, Alex Hernandez, Arturo Orta, Frank Orta, Terri Silva, Randall Meeks, Leda Warner, Jose Lucio, John Nakao, Valerie Nicholes, and Mary Lou Kidder.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students and advisers from College of the Sequoia of Visalia: Advisers—Rex Lewis and Ina M. Lewis; Students—Kar-Kit Butt, (China), Nazario Carrillo, Ron Chinchilla (El Salvador), Roger de-Lemos (Congo, Africa), Jack Douglass, Edward Dufrand (Congo, Africa), Ignacio Garcia (Mexico—resident alien), Bill Holiday, Roger LaFleur, Larry Wade, Yip Yee Tak (China), Rafael Olamant (Spain), Maximo Contin (Dominican Republic), Harriett Bessey, Nanako Ejima (Japan), Anita Flores, Nine Ishida (Japan), Kumiko Izumida (Japan), Lena Ma (China), Lisa Ma (China), Hanne Markert (Germany), Antonia Martinez, Lucy Murillo, Cathy Obata (Japan), Merrilyn Phillips, Nellie Rodriguez, Dolores Rubalcava, Eleanor Salazar, Donna Williard, Irene Anderson (Denmark), Catherine Germain (France), Magdalena K. Rybring (Sweden), Lourdes Milan (Philippines), Maria Piazzardi (Italy), and Beth Potter (New Zealand).

On request of Senators McAteer and Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ruth Church Gupta, and her husband, Kamini Gupta, both attorneys of San Francisco.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 17, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 17.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following Resolution was read:

Assembly Concurrent Resolution No. 17—Relative to congratulating the San Francisco Examiner.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 17, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 17

Assembly Concurrent Resolution No. 17—Relative to congratulating the San Francisco Examiner.

Resolution read, and presented by Senator McAteer.

The roll was called, and the resolution adopted by the following vote:

AYES—Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 17, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 19

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following was read:

Assembly Concurrent Resolution No. 19—Approving a charter amendment to the Charter of the City of Inglewood, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of the city at a special municipal election held therein on the sixth day of November, 1962.

Request for Unanimous Consent

Senator Rees asked for, and was granted unanimous consent to take up Assembly Concurrent Resolution No. 19, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 19

Assembly Concurrent Resolution No. 19—Approving a charter amendment to the Charter of the City of Inglewood, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of the city at a special municipal election held therein on the sixth day of November, 1962.

Resolution read, and presented by Senator Rees.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, January 18, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, January 17, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 14

Senate Concurrent Resolution No. 15

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, January 21, 1963

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 14

Senate Resolution No. 15

Senate Joint Resolution No. 1

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Senator Miller asked for, and was granted, unanimous consent to take up Senate Resolution No. 15, at this time, for consideration.

CONSIDERATION OF SENATE RESOLUTION NO. 15

Offered by Senators Miller, Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams:

Senate Resolution No. 15

Expressing Sympathy to Senator Stephen P. Teale, and Memorializing the Memory of Barbara Baker Teale, Stephen Joseph Teale and Peter Jeffrey Teale

WHEREAS, The Members of the California Senate, as well as the people of the State of California generally, were shocked and grieved, to hear of the tragic acci-

dent occurring on December 20, 1962, which deprived Senator Stephen P. Teale of his two sons, Joseph and Peter, and his beloved wife, Barbara; and

WHEREAS, Barbara Baker Teale was born at Ventura, California, in 1918, graduated from Compton College and the Los Angeles College of Osteopathic Physicians and Surgeons, where she became acquainted with Stephen P. Teale, who was at that time a student in the same institution, and to whom she was married in 1945; and

WHEREAS, Barbara Teale accompanied her husband to Calaveras County, where they began the practice of their profession at West Point and founded a hospital; and where Barbara Teale became a member of the General Advisory Committee on Crippled Children's Services, President of the Calaveras County Tuberculosis and Health Association, and Secretary of the Forty-first Medical Society; and

WHEREAS, Barbara Teale became a devoted mother of two sons, Stephen Joseph Teale and Peter Jeffrey Teale, bright, sturdy boys who were occasional visitors to the Senate, whose members they impressed as fine future Americans, and both of whom lost their lives in the same accident which resulted in the death of their mother; and

WHEREAS, Individuals intimately familiar with the affairs of the California Senate for many years can remember no single event which has occasioned more sorrow to the members of this body, nor one which has evoked more of a feeling of brotherly sympathy for any one of its members than is now being manifested for their distinguished and beloved fellow member, the bereaved husband and father to whom Fate has dealt the tragic blow of depriving him of all of his dear ones at once; and

WHEREAS, Realizing the futility of words to convey the depth of feeling engendered in their hearts, his fellow members still desire to convey their understanding of his sense of loss to the best of their ability; now, therefore, be it

Resolved by the Senate of the State of California, That the members and officers of this body desire by this Resolution to express to their beloved member, Stephen P. Teale, their heartfelt sympathy in his tragic bereavement; and be it further

Resolved, When the Senate shall discontinue its deliberations on Wednesday, January 9, 1963, it shall adjourn in honor of the memory of Barbara Baker Teale and her sons Stephen Joseph and Peter Jeffrey Teale; and be it further

Resolved, That the Secretary of the Senate be directed to present suitably prepared copies of this Resolution to Senator Stephen P. Teale, to Julia Baker, mother, and to Joseph K. Baker, Ashton W. Baker, and Morton Baker, brothers of Barbara Baker Teale.

Resolution read, and unanimously adopted on motion of Senator Miller.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, January 21, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 17

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

REQUEST FOR UNANIMOUS CONSENT

Senator Regan asked for, and was granted, unanimous consent to take up Senate Resolution No. 17, at this time, for consideration of committee amendments.

CONSIDERATION OF SENATE RESOLUTION NO. 17

Senate Resolution No. 17—Relating to the One Hundredth Anniversary of the founding of Saint Mary's College.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the caption of the printed measure, as printed on page 91 of the Senate Journal for January 10, 1963, strike out "Senator", and insert "Senators".

Amendment No. 2

In the caption of the printed measure after "Regan", insert "and McAteer".

Amendments read, and adopted.

Resolution ordered amended.

REQUEST FOR UNANIMOUS CONSENT

Senator Regan asked for, and was granted, unanimous consent to take up Senate Resolution No. 17, at this time, for consideration as amended.

CONSIDERATION OF SENATE RESOLUTION NO. 17, AS AMENDED

By Senators Regan and McAteer:

Senate Resolution No. 17

Relating to the One Hundredth Anniversary of the founding of Saint Mary's College

WHEREAS, Saint Mary's College of California was founded on July 9, 1863, and is this year marking its one hundredth anniversary by a centennial celebration whose theme is "The Liberal Arts: Language of Free Men"; and

WHEREAS, Saint Mary's College is one of the State's and the nation's outstanding liberal arts colleges and has 900 men students; and

WHEREAS, The college had its first campus in San Francisco in 1863, then in 1889 moved to Oakland, and since 1928 has been located in one of California's most beautiful and secluded areas, the foothills of Moraga Valley in Contra Costa County; and

WHEREAS, The College, which was originally built from the contributions of California goldminers, has been sustained by private contributions, including financial contributions of generous patrons, friends, and alumni and the contributed services of the Brothers of Christian Schools, and is, thus, an outstanding example of private initiative at work for the public well-being without monetary assistance from any governmental body; and

WHEREAS, The College has been widely acclaimed in academic circles for highly successful and progressive curricula experiments in the last twenty years, including programs emphasizing the "classical" approach to education and a well-rounded and integrated liberal arts curriculum and effective use of advanced educational techniques; and

WHEREAS, The College's academic excellence is reflected in the numerous intellectual and spiritual achievements of its alumni, many of whom are now professional, business, and civic leaders in California communities; and

WHEREAS, Religious life and participation in intercollegiate and intramural athletics are also emphasized as important parts of campus life at the College; now, therefore, be it

Resolved by the Senate of the State of California. That the Members of the Senate take this means to congratulate Saint Mary's College of California on its Centennial Anniversary, and to express the admiration of the Senate for the outstanding achievements of the College; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Brother Timothy Michael, F.S.C., President of Saint Mary's College.

Resolution read as amended, and unanimously adopted on motion of Senator Regan.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Backstrand:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 21, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 104—An act to amend Section 35790 of the Vehicle Code, relating to permits to tow overwidth trailer coaches, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR L. M. BACKSTRAND

Request read, and referred to Committee on Rules.

MOTION TO APPROVE THE JOURNALS

Senator Burns moved that the Senate Journals for Monday, January 14, 1963, Tuesday, January 15, 1963, Wednesday, January 16, 1963, and Thursday, January 17, 1963, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 151: By Senator Symons (Coauthor: Assemblyman Lunardi)—An act to repeal Chapter 1413 of the Statutes of 1957, relating to the Mono County Public Utility District.

Referred to Committee on Local Government.

Senate Bill No. 152: By Senator Cameron—An act to repeal Sections 13303 and 13308 of, and amend Section 13304 of, the Education Code, relating to certificated employees of school districts.

Referred to Committee on Local Government.

Senate Bill No. 153: By Senators Cameron, Sturgeon, Lagomarsino, Stiern, Rodda, Begovich, Williams, Weingand, Geddes, Nisbet, Rattigan, Teale, Petersen, Cobey, Dolwig, Collier, Quick, Pittman, Gibson, and Arnold (Coauthors: Assemblymen Unruh and Lunardi)—An act to add Chapter 1.6 (commencing with Section 5096.1) to Division 5 of the Public Resources Code, relating to financing of a program of acquiring and developing state and municipal beach, park, recreational, and historical facilities by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and making an appropriation therefor, and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1964.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 154: By Senator Cameron—An act to amend Section 1253 of the Code of Civil Procedure, relating to recordation of orders of condemnation.

Referred to Committee on Judiciary.

Senate Bill No. 155: By Senator Cameron—An act to amend Section 782 of the Probate Code, relating to publication of notice in private sales of real property.

Referred to Committee on Judiciary.

Senate Bill No. 156: By Senator Weingand—An act to add Section 35013 to, and to amend Sections 35158 and 35326 of, the Government Code, relating to annexations to a city.

Referred to Committee on Local Government.

Senate Bill No. 157: By Senator Rattigan—An act to amend Section 375.8 of the Agricultural Code, relating to poultry.

Referred to Committee on Agriculture.

Senate Bill No. 158: By Senator Weingand—An act to amend Section 28117 of the Government Code, relating to salaries of county officers.

Referred to Committee on Local Government.

Senate Bill No. 159: By Senator Weingand—An act to amend Sections 73912, 73913, 73914, 73915, 74642, 74643, 74644 and 74644.1 of the Government Code, relating to court attachés.

Referred to Committee on Local Government.

Senate Bill No. 160: By Senator Collier—An act to amend Section 12396 of the Insurance Code, relating to underwritten title companies.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 161: By Senators Lagomarsino, Christensen, and Petersen—An act to amend Section 858 of the Penal Code, relating to arraignment of persons charged with crimes.

Referred to Committee on Judiciary.

Senate Bill No. 162: By Senator Lagomarsino—An act to amend Section 707 of the Welfare and Institutions Code, relating to crimes of minors.

Referred to Committee on Judiciary.

Senate Bill No. 163: By Senator Collier—An act to add Sections 8256, 9257, and 10407 to the Revenue and Taxation Code, relating to state taxes.

Referred to Committee on Revenue and Taxation.

REQUEST FOR UNANIMOUS CONSENT

Senator Holmdahl asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 1, at this time, for consideration.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 1

Senate Joint Resolution No. 1—Relative to the ratification of an amendment to the Constitution of the United States, proposed by the Congress of the United States, relating to the qualifications of electors.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Holmdahl, Lagomarsino, McAteer, Miller, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

Resolution ordered transmitted to the Assembly.

MOTION TO EXCUSE SENATOR STURGEON

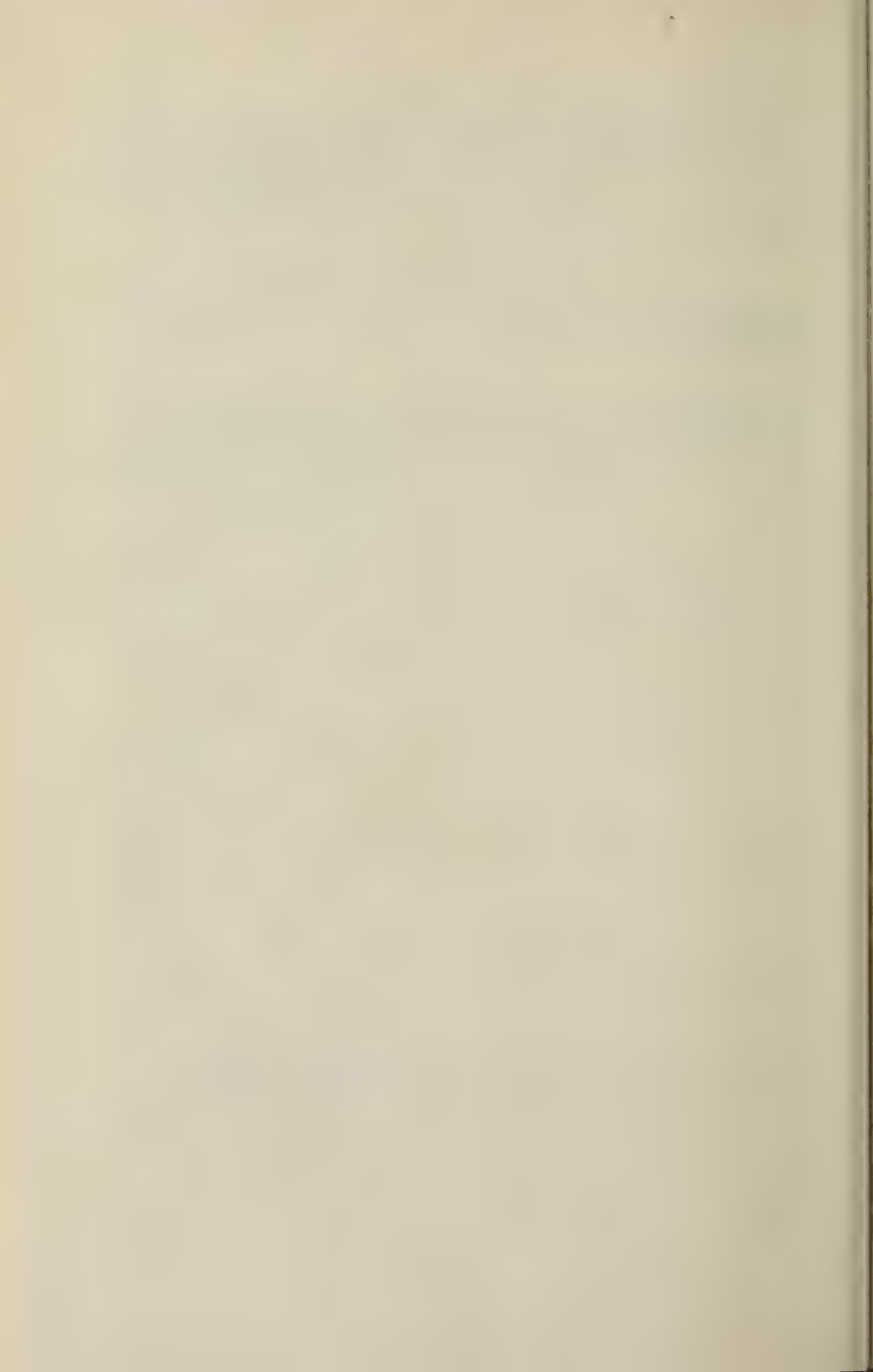
Senator Burns moved that Senator Sturgeon be excused on Monday, January 28th, to leave the State.

Motion carried.

ADJOURNMENT

At 3.38 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Tuesday, January 22, 1963, out of respect to the memory of Barbara Baker Teale and sons Stephen Joseph Teale and Peter Jeffrey Teale.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TENTH LEGISLATIVE DAY

TWELFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, January 22, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagonarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

By invitation of the President, prayer was offered by Father Leo McAllister of the Cathedral of the Blessed Sacrament:

O God, in our ignorance we have asked You for many foolish things; in our weakness, we have done many foolish things. Now, we humbly ask, for the knowledge of what is right and good, and for the strength to fulfill Your holy will. Then shall we be truly wise. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Regan, on motion of Senator Burns, on personal business.

Senator Geddes, on motion of Senator Schrade, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Kenneth Capps of South Haven, Michigan; and Mrs. Ed Capps and daughter Katy of Sacramento.

On request of Senators Farr and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Tom Layton of Carmel and Jeff Record of Sacramento.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Walter Kasuba of Lake Tahoe.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harold R. Uren, superintendent; Mr. Robert Thompson; and the following students of Central-Gaither Union Elementary School of Yuba City: Yolanda Gonzales, Rayleen Haning, Valerie Johnson, Jacqueline Kennedy, Judy Lindsey, Rebecca Mendoza, Andrea Nicholas, Martha Popovich, Darlene Rankin, Linda Reynolds, Janik Shine, Jeanne Tahara, Jerry Charlton, James Engelhardt, Tommy Fultz, Joe Gonzales, Tommy Gonzales, Peter Jacobsen, Manuel Limones, Robert Mal, Armando Quintana, Bobby Richmond, Reuben Ramirez, Tony Romero, James Sherwood, Jerry Sneed, John Sneed, Robert Thompson, Tommy Velasquez, and Lynn Wallace.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kenneth H. Hoffman, principal; Mrs. Ruth Carlson, teacher; and the following students of Caleb Greenwood School of Sacramento: Scott Ahlstrom, Kent Branson, Charles Dyer, Lyle Eastman, Sylvia Fong, Bonnie Franke, Becky Hume, Marcia Kingman, Nancy Leman, Cheri Lucas, Ann Mahony, James Masi, Steven Oldham, David Reinertson, Gary Rinehart, Elizabeth Schneider, Christine Schultz, Sandy Sherman, Kathy Swan, Gayle Turner, Donald Veress, Monique Vos Winkle, Dale Wahlberg, Shirley Warford, Carl Westphal, Gary Williams, and David Wulff.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

ASSOCIATED STUDENTS
SAN JOSE STATE COLLEGE

SAN JOSE, CALIFORNIA, January 10, 1963

To: Lieutenant Governor Glenn M. Anderson,

President of the Senate, State Capitol, Sacramento 14, Calif.

From: Bill Hauck, President, California State College Student
Presidents Association

Subject: Library Books for California State Colleges

The following is a resolution passed by the California State College Student Presidents Association, meeting in session at Fresno State College on December 15, 16, 1962. It is hoped that the expression of the resolution will be considered typical of student reaction to the current library deficiencies at each of the California State Colleges.

WHEREAS, Properly stocked and maintained libraries are vital to the education of the students who are part of the California State Colleges; and

WHEREAS, The Trustees of the California State Colleges recently accepted a report entitled "Proposed Program for Library Development—California State Colleges"; and

WHEREAS, This accepted report would require an initial collection of 50,000 volumes to be provided for each new college with at least 4,000 additional volumes provided each year until enrollment reaches 1,000; and

WHEREAS, The accepted report would provide a 40 volume-per-student level to be reached over a 10-year period;

Therefore be it resolved, That the California State College Student Presidents Association, meeting in session at Fresno State College on December 16, 1962, heartily endorse the plan of library book expansion contained within the report and further urges the Legislature of the State of California to act favorably in regard to the funding of this project.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, January 11, 1963

Hon. J. A. Beck
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BECK: Reference is made to your letter of April 11, 1962, transmitting a copy of Senate Concurrent Resolution No. 9 relative to the naming of the Ventura River Bridge on U.S. Highway 101 in memory of the late Senator James J. McBride and to our reply of April 24, 1962.

This is to inform you that James J. McBride Memorial Bridge signs were installed on January 7, 1963.

Sincerely,

J. C. WOMACK
State Highway Engineer

COORDINATING COUNCIL FOR HIGHER EDUCATION
SACRAMENTO 14, CALIFORNIA
January 14, 1963

Hon. Glenn M. Anderson
President of the Senate and
Members of the Senate
Senate Chamber, Sacramento

Hon. Jesse M. Unruh
Speaker of the Assembly and
Members of the Assembly
Assembly Chamber, Sacramento

GENTLEMEN: Assembly Concurrent Resolution No. 133, adopted at the 1961 Regular Session of the Legislature, directed the Trustees of the California State Colleges and the Coordinating Council for Higher Education to undertake a joint study of the subject matter of Assembly Bill No. 504 of the 1961 Regular Session and of the need and feasibility for establishment of a State College in San Mateo County and to report to the 1963 Regular Session of the Legislature.

The Donahoe Higher Education Act (Education Code Section 22703) provides:

"The Coordinating Council shall have the following functions, advisory to the governing boards of the institutions of public higher education and to appropriate state officials; . . . (3) development of plans for the orderly growth of public higher education and the making of recommendations on the need for and location of new facilities and programs."

The act further provides, in Section 22501, that:

"It is hereby declared to be the policy of the Legislature not to authorize or acquire sites for new institutions of public higher education unless such sites are recommended by the Coordinating Council for Higher Education."

In order to carry out these provisions, the council has adopted procedures requiring that any new proposals for institutions take into consideration, at a minimum, the following general factors:

- (1) The overall needs of the State for higher education;
- (2) All existing facilities, both public and private; and
- (3) The differentiation of functions as set forth in the Donahoe Act.

The procedures of the council are presented in full in the attached document, pages 16-19.

The council has also stated that new proposals will be governed by the following principle: "Each new facility shall be located and established where the need is greatest for the proposed facility as delineated in the Master Plan for Higher Education and subsequent revisions, and where it will be of maximum service to the people of the State."

The Master Plan called for the Coordinating Council to undertake studies in 1965 and again in 1970, if applicable, to determine the need for new state colleges and new University facilities. However, in light of ACR 133 and other requests for the study of specific areas, a statewide study has been initiated by the council staff in co-operation with the staff of the Trustees of the California State Colleges and the University of California. The Department of Finance has been asked for certain new projections consisting of updated statistical series essential to any new study.

The council study, which will be submitted to the Legislature not later than April 15 of this year, will consider not only the San Mateo area but other areas in the State as well.

Sincerely,

JOHN R. RICHARDS, Director

Enc.

THE RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES
1120 N STREET, SACRAMENTO, January 17, 1963

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: I have the honor to transmit herewith Bulletin No. 111, entitled, "Sacramento River Water Pollution Survey." The investigation described in the report was authorized by Chapter 1999, Statutes of 1959 and by subsequent actions providing for appropriations from the General Fund.

This report concludes that water quality of the Sacramento River is eminently satisfactory for present beneficial uses. The increases in dissolved mineral concentrations that do occur are related to irrigation practices. Below Sacramento, dissolved oxygen levels are approaching the minimum values set for fish.

The future increased utilization of Sacramento River waters requires an adequate program of water quality management. To this end, specific recommendations for water quality monitoring and for special investigations are presented.

Sincerely yours,

WILLIAM E. WARNE, Director

Letter of transmittal order printed in the Journal, and the report filed with the Secretary of the Senate.

THE RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES
1120 N STREET, SACRAMENTO, January 22, 1963

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: Transmitted herewith for the information of the California State Senate is a copy of the 1962 report of the Department of Water Resources covering its activities to December 31, 1962, in administration of the Davis-Grunsky Act.

Included in the report is a statement of financial transactions, as required by Section 12888 of the Water Code, to be filed with the Legislature within 15 days after commencement of each legislative session. Included under separate cover, in compliance with Section 12880(g) of the Water Code, are the department's findings on the formal applications for state assistance that were approved during the 1962 calendar year.

Sincerely yours,

WILLIAM E. WARNE, Director

Attach.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

THE RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES
1120 N STREET, SACRAMENTO, January 22, 1963

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: I have the honor to transmit herewith for the information of the California State Senate a report of the Department of Water Resources covering actions of this department with respect to reallocation of flood control funds, allocated by the Legislature pursuant to the provisions of the Flood Control Law of 1946, and the California Watershed Protection and Flood Prevention Law, for the period from January 1, 1961 through December 31, 1962, as required by Sections 12830 and 12875 of the Water Code.

Sincerely yours,

WILLIAM E. WARNE, Director

Attach.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 21, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 1

Assembly Concurrent Resolution No. 14

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

By JAMES D. DRISCOLL, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 1—Relative to the passing of Mrs. Anna Eleanor Roosevelt.

Request for Unanimous Consent

Senator Rees asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 1, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 1

Assembly Concurrent Resolution No. 1—Relative to the passing of Mrs. Anna Eleanor Roosevelt.

Resolution read, and presented by Senator Rees.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 14—Relative to the death of Assemblyman Glenn E. Coolidge.

Request for Unanimous Consent

Senator Grunsky asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 14, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 14

Assembly Concurrent Resolution No. 14—Relative to the death of Assemblyman Glenn E. Coolidge.

Resolution read, and presented by Senator Grunsky.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, January 22, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 9 Approving 11 certain amendments to the Charter of the County of San Diego, State of California, submitted to, voted for, and ratified by the qualified electors of said county at a general election held therein on June 5, 1962;

Senate Concurrent Resolution No. 10 Approving three certain amendments to the Charter of the County of San Diego, State of California, submitted to, voted for, and ratified by the qualified electors of said county at a general election held therein on November 6, 1962;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the 22nd day of January, 1963, at 9.30 a.m.

BURNS, Chairman

SENATE CHAMBER, January 21, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 1

And reports the same correctly engrossed.

BURNS, Chairman

SENATE RULES COMMITTEE

SENATE CHAMBER, STATE CAPITOL
January 22, 1963

MR. PRESIDENT: The Rules Committee has completed the weekly committee schedules and submits them herewith:

BURNS, Chairman

WEEKLY COMMITTEE SCHEDULES

MONDAY

Time	Committee	Abbreviation	Rooms
9.00 a.m.	Judiciary -----	Jud.	4203
9.30 a.m.	Business and Professions -----	B. & P.	4040
10.00 a.m.	Labor -----	Lab.	5007
1.00 p.m.	Revenue and Taxation	Rev. & Tax.	4040
1.00 p.m.	Water Resources -----	Wat. Res.	4203

TUESDAY

9.00 a.m.	Transportation -----	Trans.	4203
9.30 a.m.	Local Government ----	L. Gov.	4040
1.00 p.m.	Agriculture -----	Agr.	3191
1.30 p.m.	Insurance and Finan- cial Institutions -----	Ins. & F. I.	4040

WEDNESDAY

9.00 a.m.	Governmental Efficiency -----	Gov. Eff.	4203
9.00 a.m.	Education -----	Ed.	3191
9.00 a.m.	Social Welfare -----	Soc. Wel.	4040
1.00 p.m.	Local Government ----	L. Gov. (on call of chair)	4040
1.30 p.m.	Fish and Game -----	F. & G.	3191

THURSDAY

9.00 a.m.	Finance -----	Fin.	5007
9.00 a.m.	Institutions -----	Inst.	2040
9.00 a.m.	Public Health and Safety -----	Pub. H. & S.	4040
1.00 p.m.	Natural Resources --	Nat. Res.	2040
1.30 p.m.	Public Utilities -----	Pub. U.	4040
2.00 p.m.	Rules -----	Rls.	

FRIDAY

9.00 a.m.	Military and Veterans Affairs -----	Mil. & Vet. Aff.	2040
9.00 a.m.	Elections -----	Elec.	4040

CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS

Senate Bill No. 1—An act to amend Sections 26 and 27 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senator Gibson:

Senate Resolution No. 25

Relating to the death of The Honorable George S. Walker

WHEREAS, It has come to the attention of the Senate that a distinguished Californian, The Honorable George S. Walker, died on January 16th of this year; and

WHEREAS, The Honorable George S. Walker was a native of Santa Rosa, whose first job was in his father's office at Los Gatos, California, and whose first public office was Town Clerk in Los Gatos, to which office he was elected in 1898 and which office he abandoned in 1901 to become the representative of Santa Clara County in the Assembly of the State of California, in which capacity he served until 1905, being elected to the Senate in 1906 and serving as Senator for Santa Clara County to and including the year 1911; and

WHEREAS, The Honorable George S. Walker resigned his seat in the Senate to accept the job of State Building and Loan Commissioner, to which office he was appointed by Governor Hiram Johnson, which post he held for the succeeding 15 years; and

WHEREAS, The Honorable George S. Walker was distinguished in his service in the Assembly by his interest in conservation of natural resources and his sponsorship of measures to protect the public from unscrupulous exploitation on the part of the gambling element, among other things, being coauthor of the Otis-Walker Act which outlawed horse racing in California; and

WHEREAS, The Honorable George S. Walker was for a considerable time a resident of Vallejo and was founder of the Vallejo Savings and Loan Association from which he retired in 1961; and

WHEREAS, The Honorable George S. Walker was a member of Parnassus Lodge 388, F. & A. M., San Francisco, and a member of the First Methodist Church, was a man of sterling character, unquestioned probity, and devotion to the cause of civic righteousness, and was distinguished for his writings on early California history; now, therefore, be it

Resolved, That the Senate of the State of California deploras the passing of this fine upstanding Californian and desires by this resolution to convey its appreciation of his exemplary life and its sympathy to bereaved members of his family; and be it further

Resolved, That the Secretary of the Senate forward a copy of this resolution to Mrs. Martha Spencer Walker, widow, Mrs. Marion Garibaldi, daughter, and Wesley S. Walker and George S. Walker, Jr., sons, of The Honorable George S. Walker.

Resolution read, and unanimously adopted on motion of Senator Gibson.

By Senator Regan:

Senate Resolution No. 26

Relating to "The Firehouse" in Sacramento, California

WHEREAS, One of the most interesting of Sacramento's many attractions is "The Firehouse," located at 1112 Second Street; and

WHEREAS, This unique bar and restaurant is found in a building erected in 1853 which served the Sacramento Fire Department for many years as Engine House No. 3; and

WHEREAS, The exterior of this building has been restored to its near original state, and the interior has been refurbished in a style reminiscent of life in the Nineteenth Century; and

WHEREAS, Many authentic items of the past of historic interest are found in "The Firehouse," including, among many others, paintings that once adorned the walls of an old-time dancehall; pillars from an old Victorian mansion in the Delta Area; doors, a fireplace and stained glass windows from other early-day Sacramento homes; a rosewood piano that was shipped to California via Cape Horn; vault doors from an old-time banking institution; an old music box from Nevada City, Nevada County; a gueridon statue from New Orleans; and hand-carved statuettes from Italy; and

WHEREAS, An old circular steel staircase and firepole connecting the upper and main floors serve as reminders of the day when the building housed one of Sacramento's crack volunteer firefighting units; and

WHEREAS, "The Firehouse" represents a vivid reminder of the colorful past of the State Capitol, and is located in a redevelopment area which is destined to serve as a model for all California communities; now, therefore, be it

Resolved by the Senate of the State of California, That Newton, Carl and Lawrence Cope, who own and operate "The Firehouse," are commended for the service which they have rendered the people of Sacramento and the State-at-large in making available to the general public a structure of such great historic significance; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Newton, Carl and Lawrence Cope.

Resolution read, and ordered placed on file.

By Senator Lagomarsino:

Senate Resolution No. 27

Relative to the Retirement of Ventura County Supervisor Robert W. Lefever

WHEREAS, The Legislature of the State of California has learned that on January 7, 1963, Ventura County Supervisor, Robert W. Lefever has retired after 24 years of outstanding public service; and

WHEREAS, Robert W. Lefever was born on January 23, 1890 in Florence, Colorado, subsequently moved to California, and was educated in California schools; and

WHEREAS, Since January, 1939, Supervisor Lefever has ably served his County and District with great dedication and wisdom; and

WHEREAS, Supervisor Lefever has demonstrated his concern for the welfare of Ventura County and its residents by his leadership in such areas as fire prevention, juvenile programs, public welfare, roads, and flood control, culminating in such significant projects as Matilija Dam; and

WHEREAS, Robert W. Lefever may be justifiably proud of his record of public service; and

WHEREAS, Such an outstanding record of service to the people is deserving of recognition; now, therefore be it

Resolved by the Senate of the State of California, That the Legislature of the State of California, upon the occasion of his retirement from public service, does hereby congratulate and commend Ventura County Supervisor Robert W. Lefever for his many years of outstanding service to the people of his County and does hereby extend its best wishes for the coming years; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Supervisor Robert W. Lefever.

Resolution read, and unanimously adopted on motion of Senator Lagomarsino.

By Senator McAteer:

Senate Resolution No. 28

Relative to the celebration of the Chinese New Year

WHEREAS, The Four Thousand Six Hundred and Sixty-first Year in the Chinese Lunar Calendar—"The Year of the Hare"—representative of the Moon and symbolic of Peace and Longevity, will be commemorated by a New Year's Festival from February 1st through February 10th, 1963; and

WHEREAS, This auspicious occasion is one to be noted and applauded not only by our numerous fellow Californians of Chinese ancestry but by all Californians alive to the various cultural traditions that enrich our State; and

WHEREAS, The qualities of family unity, love of all living things, generosity and friendliness which mark the traditional Chinese New Year are worthy of emulation by all Californians; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate of the State of California extend its best wishes to all Californians of Chinese ancestry on the occasion of Chinese New Year, and urge all residents of our State to join in commemorating this renowned event; and be it further

Resolved, That the Secretary of the Senate be instructed to transmit suitably prepared copies of this resolution to the San Francisco Chinese Chamber of Commerce; the Chinese Six Companies; the San Francisco Chinese-American Citizens Alliance, the Cathay Post of the American Legion, the Chinatown Post No. 4618 of the Veterans of Foreign Wars and the Disabled American Veterans Chinese Memorial Chapter 69, and the Golden Gate Post No. 34, American Veterans of World War II and Korea.

Resolution read, and unanimously adopted on motion of Senator McAteer.

By Senator Burns:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following resolution is indicated by being enclosed within brackets.

Senate Resolution No. 29

Relative to amending Rule 12 of the Permanent Standing Rules of the Senate

Resolved by the Senate of the State of California, That Rule 12 of the Permanent Standing Rules of the Senate is amended to read:

12. The standing committees of the Senate, the number of members, and subjects to be referred to each are as follows:

1. Agriculture, 13 members. All bills amending the Agricultural Code and uncodified legislation relating to the same subject.

2. Business and Professions, 9 members. All bills amending the Business and Professions Code and uncodified legislation relating to the same subjects, except bills relating to horse racing or intoxicating liquors.

3. Education, 11 members. All bills amending the Education Code or relating to the University of California and any uncoded legislation relating to either.

4. Elections, 7 members. All bills amending the Elections Code or uncoded legislation relating to the same subject and constitutional amendments, after consideration by committees having jurisdiction of the appropriate subjects, for consideration of any question relating to submission to the voters.

5. Finance, 13 members. All appropriation bills, including the Budget Bill and claim bills but excepting appropriations from the funds of the Senate made by resolution.

6. Fish and Game, 11 members. All bills amending the Fish and Game Code, and uncoded legislation relating to the same subject.

7. Governmental Efficiency, 11 members. All legislation not specifically referred to another committee relating to:

- a. State policy
- b. New state functions
- c. State property
- d. Reorganization
- e. State employees
- f. Horse racing or alcoholic beverages
- g. All judges' salaries

8. Institutions, [7] 5 members. All bills relating to the State Department of Mental Hygiene, or to institutions under its jurisdiction including:

- a. State hospitals
- b. Home for the feeble-minded
- c. Inebriate colonies
- d. Institutions for delinquents
- e. Home for the blind
- f. Industrial workshops
- g. Any other institutions of a similar nature; and all bills relating to the Youth Authority and to institutions under its jurisdiction.

9. Insurance and Financial Institutions, 9 members. All bills amending the Unemployment Insurance Code, the Insurance Code and Financial Code, all bills relating to the unemployed, all bills relating to workmen's compensation and insurance, and all bills amending the Corporate Securities Act, and any other legislation relating to these subjects.

10. Judiciary, 13 members. All bills amending the following codes:

- a. Civil Code
- b. Code of Civil Procedure
- c. Corporations Code, except for Corporate Securities Act
- d. Probate Code
- e. Penal Code

f. All statutes of a penal nature not related closely to a subject embraced in some other code.

11. Labor, 7 members. All bills amending the Labor Code and uncoded legislation relating to the same subjects except bills and uncoded legislation relating to workmen's compensation and insurances.

12. Local Government, [9] 10 members. All bills relating to:

- a. County government
- b. Municipal corporations
- c. Special assessment and other local districts when not regulated by the provisions of some other code and uncoded legislation on the above subjects.

13. Military and Veterans Affairs, [9] 5 members. All bills amending the Military and Veterans Code and uncoded legislation relating to the same subjects.

14. Natural Resources, 11 members. All bills amending the Public Resources Code and uncoded legislation relating to mines and mining, oil, forestry, parks, and to the public domain.

15. Public Health and Safety, 7 members. All bills amending the Health and Safety Code and uncoded legislation relating to the same subjects.

16. Public Utilities, 7 members. All bills amending the Public Utilities Code and other uncoded legislation relating to the same subject.

17. Revenue and Taxation, 11 members. All bills amending the Revenue and Taxation Code, and other uncoded legislation relating to state and county taxes.

18. Rules, 5 members. All proposed amendments to the Rules, and all resolutions relating to the business of the Senate which are not acted upon without reference to committee.

19. Social Welfare, 7 members. All bills relating to the Department of Social Welfare, aid to the aged, to the blind, to children, to the indigent and to other public assistance.

20. Transportation, 13 members. All bills amending the

- a. Vehicle Code
- b. Streets and Highways Code
- c. Harbors and Navigation Code
- d. Uncodified legislation relating to the same subjects or to aviation.
- 21. Water Resources, 13 members. All bills amending the Water Code, and uncodified legislation relating to the same subject.

The standing committees of any general session shall be the standing committees of succeeding budget, special or extraordinary sessions unless otherwise ordered by the Senate.

Resolution read, and referred to Committee on Rules.

By Senator McAteer:

Senate Resolution No. 30

Relative to the San Francisco Giants

WHEREAS, the San Francisco Giants in five short years since adopting San Francisco in 1958 as their new home, have captivated the hearts of thousands of Bay Area fans, most recently under the inspirational leadership of Manager Alvin Dark; and

WHEREAS, the San Francisco Giants, in an unforgettable finish, lifted the spirits of its faithful fans from the depths of despair by forging into the 1962 National League baseball playoff; and

WHEREAS, the Giants provided a typical San Francisco cliff-hanger finish when they came "off the floor" with a tremendous ninth inning rally to win the final playoff game from the **Los Angeles Dodgers**; and

WHEREAS, the 1962 World Series went down to the wire of the seventh game and was decided by the margin of one foot when Willie (Stretch) McCovey's line drive failed by inches to get out of the infield; now, therefore, be it

Resolved by the Senate of the State of California, That its members congratulate the San Francisco Giants and the loyal fans of San Francisco for creating baseball history in the 1962 season that will be retold year after year in the "Hot Stove" winter leagues; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit suitably prepared copies of this resolution to Horace Stoneham, owner, and Alvin Dark, manager, of the San Francisco Giants.

Resolution read, and unanimously adopted on motion of Senator McAteer.

Assistant Secretary Gary Posz at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 164: By Senator Farr—An act to add Sections 15654 and 16069 to the Education Code, relating to auxiliary facilities of school districts maintaining junior colleges, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 165: By Senator O'Sullivan—An act to add Chapter 3.5 (commencing with Section 55920) to Part 5, Division 16 of the Water Code, relating to county waterworks districts.

Referred to Committee on Local Government.

Senate Bill No. 166: By Senator Cobey—An act to amend Sections 406 and 408 of the Code of Civil Procedure, relating to process in civil cases.

Referred to Committee on Judiciary.

Senate Bill No. 167: By Senator Cobey—An act to amend Section 8410 of, and to add Section 8475 to, the Elections Code, relating to county central committees.

Referred to Committee on Elections.

Senate Bill No. 168: By Senator Short—An act to amend Section 65020.2 of the Government Code, relating to the Planning Advisory Committee.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 169: By Senator Short—An act to amend Sections 10060 and 10061 of the Health and Safety Code, relating to vital statistics.

Referred to Committee on Public Health and Safety.

Senate Bill No. 170: By Senators Rodda, Rattigan, Rees, and Arnold. (Coauthors: Assemblymen Dymally, Greene, Z'berg, Crown, Ferrell, Powers, Rumford, and Burton)—An act to amend Section 363 of the Education Code, relating to the public school system and making an appropriation.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 171: By Senator Grunsky—An act to amend Section 856 of the Education Code, relating to classification as a permanent school employee.

Referred to Committee on Education.

Senate Bill No. 172: By Senator McAteer (Coauthor: Assemblyman Meyers) - An act to add Section 18861 to the Government Code, relating to payment of state employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 173: By Senators Collier, Christensen, Dolwig, McAteer, Weingand, Cameron, Backstrand, McCarthy, Begovich, Pittman, Williams, Schrade, Quick, Way, Grunsky, Sturgeon, Nisbet, Holmdahl, Donnelly, Lagomarsino, Goldes, O'Sullivan, Rees, Short, Symons, Stiern, Burns, Rodda, Sedgwick, Cobey, Farr, Arnold, Regan, and Rattigan—An act to add Article 7 (commencing with Section 218) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to roadside rests.

Referred to Committee on Transportation.

Senate Bill No. 174: By Senator Sturgeon—An act to amend Section 13160 of the Health and Safety Code, relating to fire extinguishers.

Referred to Committee on Public Health and Safety.

Senate Bill No. 175: By Senator Bradley (At the request of the State Bar of California)—An act to amend Section 16251 of the Revenue and Taxation Code, relating to recovery of gift tax payment.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 176: By Senator Bradley (At the request of the State Bar of California)—An act to add Article 4 (commencing with Section 15461) to Chapter 5, Part 9, Division 2, Revenue and Taxation Code, relating to gift taxes.

Referred to Committee on Revenue and Taxation.

Senate Constitutional Amendment No. 3: By Senator McAteer—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 18 of Article XI, relating to bonds.

Referred to Committee on Local Government.

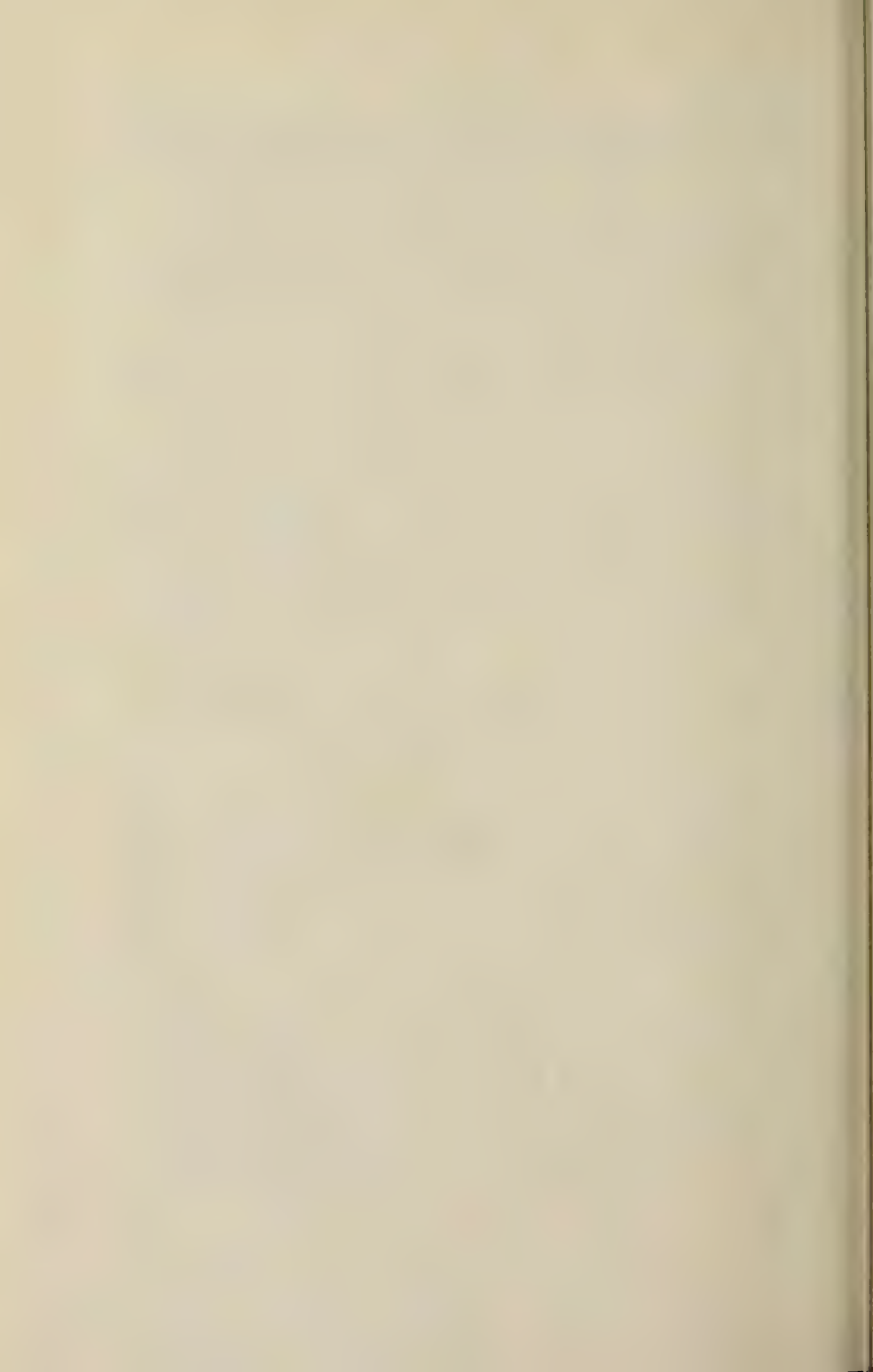
Senate Joint Resolution No. 5: By Senator Regan (Coauthor: Assemblywoman Davis)—Relative to itinerant offices for unemployment insurance benefits.

Referred to Committee on Insurance and Financial Institutions.

ADJOURNMENT

At 11:42 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Wednesday, January 23, 1963, out of respect to the memory of the late Hon. George S. Walker.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

ELEVENTH LEGISLATIVE DAY

THIRTEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, January 23, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, and Williams—36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

May our actions this day, O God, take their beginning from Thee, so that through the interplay of our ideals, our convictions, our controversies, Thy holy will may be wrought upon the land—for Thine is the kingdom, and the power, and the glory for ever and ever. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Short, on motion of Senator Petersen, on legislative business.

Senator Rattigan, on motion of Senator Rodda, on legislative business.

Senator Cameron, on motion of Senator Murdy, on legislative business.

Senator Weingand, on motion of Senator Collier, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John McCallie, Supervisor of Santa Cruz, and Mr. Don Silva, an officer

of the Highway Patrol, of Santa Cruz; also Mr. Walter Kasuba of Lake Tahoe.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Howard Weekly, Mrs. Thelma Garben, and Mr. Carl E. Booth, all of Visalia; and Mr. Lester Hamilton and Mrs. Juliette D. Renouf of Porterville.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Alton Allen, Supervisor of Orange County, and Mrs. Allen; Mr. David L. Baker, Supervisor of Orange County; Mr. Dick Ruiz, Deputy to Supervisor Baker; and Mr. Howard Crooke, of Orange County.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Takao Kondo of Fukushima, the northern part of Japan; Mr. William Johnson of Fairfield; and Mrs. Olive Rust of Vallejo.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William J. Stadler, Public Information Officer, Imperial Irrigation District, El Centro.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Eseco and Mayor Charles Perry Walker of Manhattan Beach.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ruth W. Fuller of Fort Bragg.

On request of Senator Hugh Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Hall and Mr. Bray, and the following eighth grade students of Madison Elementary School in Fresno: John Atkins, Mae Burns, Ella Burton, Randolph Clark, Mickey Collomer, Gail Dalrymple, Jerry Davis, Oscar Dominguez, Dorothy Duran, Dayton Evans, Carmen Fonseca, Eugene Freitas, Linda French, Amelia Fuentes, Lillian Gallo, George Garcia, Joe Garcia, Robert Gilbert, Charles Glenn, Gary Hamm, Jean Hardison, Irwin Iida, Divonna Johnson, Rudy Lucio, Dorwin Malsbury, Elida Maltos, Alice Martinez, Julie McDaniel, Willie Nolan, Deau Okada, Geneva Price, Ronald Price, Linda Reagan, Jesse Rendon, Wayne Richardson, Harvey Robinson, Wilson Roger, Enadina Sandoval, Kenneth Scheidt, Linda Shew, Mary Lou Shuman, Larry Smith, Steve Souze, Bill Terrill, Earlene Terrill, Patsy Terrill, Michael Tolmasof, Madeline Tyler, Ralph Villanueva, Willie Washington, Judith Weber, Kenneth Wimer, Robert Wunderlick, Gerald Young, Gerald Aganza, Bobby Arroyo, Sal Avila, Joe Cervantes, James Flores, Robert Frutoz, Rudy Gaona, Jesse Garluque, John Habar, Mike Hernandez, Manuel Martinez, Johnny Medina, Danny Rodriguez, Yolanda Beltran, Vera Bluford, Josie Bracamonte, Janet Clavery, Ruby Coronado, Rosie Flores, Lindera Frierson, Rita Hernandez, Santos Hernandez, Thelma Hobbs, Judy Lee, Annie Montez, Irene Rodriguez, Linda Rodriguez, Dolores Salazar, and Maria Urbano.

COMMUNICATIONS

The following communications were received and read, and on motion of Senator Burns, ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC HEALTH
2151 BERKELEY WAY, BERKELEY 4, CALIFORNIA
January 11, 1963

Hon. Hugh M. Burns, President pro Tempore

State Senate, Sacramento

Hon. Jesse M. Unruh, Speaker

State Assembly, Sacramento

GENTLEMEN: In compliance with Assembly Concurrent Resolution No. 38 (1962) I am pleased to transmit herewith a report relative to venereal disease in California.

Respectfully submitted,

MALCOLM H. MERRILL, M.D., Director of Public Health

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE
SACRAMENTO, January 21, 1963

Hon. Glenn M. Anderson

President of the Senate

Hon. Jesse M. Unruh

Speaker of the Assembly

GENTLEMEN: In accordance with the requirements of Section 11011 of the Government Code, submitted herewith by the Department of Finance, is the "Annual Report to the State Legislature on Surplus Proprietary Lands."

On August 13, 1962, the department instructed each State agency, under the subject "Annual Inventory and Report of Excess State Land," to review all lands under its jurisdiction and submit a report thereon to the Department of Finance. The instructions read in part as follows: "The report will in all cases include a statement that a review of all lands owned by the agency has been made, and will list those lands determined to be excess. Lands previously reported as excess . . . shall not be included in the current report."

In response to the above, the various agencies have declared three properties comprising 70.8 acres to be surplus to their foreseeable needs. These properties, having an estimated value of approximately one quarter of a million dollars, are described in detail in the body of this report. It is recommended that bills be passed in the manner prescribed in said Section 11011 by each house of the Legislature, in this, its current session, authorizing the sale, exchange or other disposition of these properties. The Department of Finance has caused such bills, now before you, to be introduced for this purpose.

Since the present surplus property disposal program was established by the Legislature in 1951, the Department of Finance, through its Property Acquisition Division, has completed real estate transactions producing a total revenue of \$7,474,591. Although there have been some major transactions in which the purchaser was another governmental agency, the majority of these surplus state lands have been returned to private ownership and local tax rolls. Transactions concluded in the past calendar year produced \$642,100. This latter amount includes proceeds from the sale of six parcels to state agencies operating almost entirely on funds derived from vehicular or gas tax funds. All parcels conveyed in fee to private purchasers were first made available to the various state and local governmental agencies, unless legislation authorizing their disposal directed conveyance to specified parties. All sales, except those to other governmental jurisdictions, were consummated under open competitive bidding conditions.

In addition to the disposal of surplus state lands, the Property Acquisition Division is also charged with investigating surplus federal properties to ascertain whether they can be used by state agencies. The General Services Administration of the United States government, in administering its program for disposal of installations and property no longer needed for federal use, first offers these properties to public agencies before exposing them for sale on the open market. If there is a state need, and depending on the State's intended use, discounts on the purchase price (fair market value) ranging to as high as 100 percent, may be obtained. In that there is an existing program need for these facilities for which capital outlay funds would otherwise be appropriated from tax revenues, the parcel so acquired

represents a savings, or in effect, a "reverse income" to the State. During this calendar year twenty properties were investigated. Acquisition of two federal installations, comprising 9,505.7 acres, was completed. These properties were acquired with a 100 percent discount resulting in a savings of state funds in the amount of \$12,204,000. Negotiations are in process for the acquisition of one parcel which would result in additional savings to the State of \$500,000. A summary of federal surplus properties offered to the State last year, and of the land acquired, is contained in Supplement "C" of this report.

In accordance with the program initiated last year by the Property Acquisition Division, surplus properties of the Division of Highways and the Reclamation Board, which two agencies are exempt from the provisions of Section 11011, are first made available to other state agencies before being offered for sale on the open market. These properties, as a rule, are unique in location, size and shape, and often have limited ingress and egress. The majority of them are, therefore, not adaptable to other agency use. However, this program is important and worthwhile, as it protects the State from disposing of properties that might possibly be needed for continued state use. Thirty-six parcels were brought to the attention of the Property Acquisition Division by these agencies and were investigated by the division.

Your attention is directed to Supplements "A" and "B" herein, which respectively set forth in detail all parcels disposed of in 1962, and the status of those yet unsold.

Respectfully,

HALE CHAMPION, Director of Finance

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 22, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 2.

Assembly Concurrent Resolution No. 8.

Assembly Concurrent Resolution No. 11.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

President pro Tempore of the Senate Presiding

At 11.15 a.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Joint Resolution No. 2—Relative to the ratification of an amendment to the Constitution of the United States proposed by the Congress of the United States, relating to the qualifications of electors.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 8—Approving amendments to the Charter of the City of San Leandro, a municipal corporation in the County of Alameda, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the 10th day of April, 1962.

Request for Unanimous Consent

Senator Holmdahl asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 8, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 8

Assembly Concurrent Resolution No. 8—Approving amendments to the Charter of the City of San Leandro, a municipal corporation in the County of Alameda, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the 10th day of April, 1962.

Resolution read, and presented by Senator Holmdahl.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Symons, Teale, Way, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 11—Approving a certain amendment to the Charter of the City of Sacramento, a municipal corporation in the County of Sacramento, State of California, voted for and ratified by the qualified electors of the city at a special municipal election held therein on the sixth day of November, 1962.

Request for Unanimous Consent

Senator Rodda asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 11 at this time for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 11

Assembly Concurrent Resolution No. 11—Approving a certain amendment to the Charter of the City of Sacramento, a municipal corporation in the County of Sacramento, State of California, voted for and ratified by the qualified electors of the city at a special municipal election held therein on the sixth day of November, 1962.

Resolution read, and presented by Senator Rodda.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Symons, Teale, Way, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

MOTION TO EXCUSE MEMBERS OF THE LABOR AND WELFARE COMMITTEE

At 11.42 a.m., Senator Cobey moved that the members of the Senate Fact Finding Committee on Labor and Welfare, consisting of Senators Cobey, Sturgeon, and Rodda, be excused at this time to attend the meeting of said committee.

Motion carried.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 22, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 12.

ARTHUR A. OIINIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following was read.

Assembly Concurrent Resolution No. 12--Relative to the death of former Speaker Edgar C. Levey.

Request for Unanimous Consent

Senator McAteer asked for, and was granted unanimous consent to take up Assembly Concurrent Resolution No. 12 at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 12

Assembly Concurrent Resolution No. 12--Relative to the death of former Speaker Edgar C. Levey.

Resolution read, and presented by Senator McAteer.

The roll was called, and the resolution adopted by the following vote:

AYES--Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rogan, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, and Williams--36.

NOES--None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senator Teale:

Senate Resolution No. 31

Relative to Dr. W. Ballentine Henley

WHEREAS, Dr. W. Ballentine Henley has performed distinguished service to the citizens of the State of California as President of the College of Osteopathic Physicians and Surgeons in Los Angeles; and

WHEREAS, During Dr. Henley's presidency he has directed the instruction and training of thousands of students in the healing arts; and

WHEREAS, Under Dr. Henley's leadership the College of Osteopathic Physicians and Surgeons recently was accredited by the Council of Medical Education and Hospitals of the American Medical Association and by the Association of American Medical Colleges and now is known as the California College of Medicine following the merger of the osteopathic profession in California with the medical professions; and

WHEREAS, As a result of these events there has been created for the first time in the past quarter century the first private medical school in California, and as a culmination there was conferred the degree of Doctor of Medicine on some 2,000 osteopathic physicians, the largest doctorate class in medical history, at which event Dr. Henley presided; and

WHEREAS, Dr. Henley has performed many civic services in the Los Angeles area, including service for 18 years as a member of the Board of Commissioners for Water and Power of the City of Los Angeles, including service as president and vice president of that board; therefore be it

Resolved by the Senate of the State of California, That the Members hereby congratulate Dr. W. Ballentine Henley on his contributions to the medical profession and on his numerous civic contributions; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Dr. W. Ballentine Henley.

Resolution read, and unanimously adopted on motion of Senator Teale.

By Senator Dolwig :

Senate Resolution No. 32

Relative to congratulating Robert J. Koshland

WHEREAS, Robert J. Koshland, a distinguished resident of Hillsborough, has served his community and state as president and member of the Board of Directors of the Peninsula Hospital District since 1947, as president of the Association of District Hospitals of California, and as a member of the Trustees' Committee of the American Hospital Association; and

WHEREAS, The distinguished and inspiring leadership of Robert J. Koshland has been instrumental in the formation of the district, the passage of necessary bond issues totaling more than \$9,000,000, the able presentation of corrective measures to the Legislature of the State of California, and the careful guidance of the construction of the 354-bed Peninsula Hospital, which is recognized as one of the finest medical centers in the State; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate of the State of California join the residents of the Peninsula Hospital District in congratulating Robert J. Koshland for his long and distinguished service as president and member of the Board of Directors of the Peninsula Hospital District; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Mr. Robert J. Koshland.

Resolution read, and unanimously adopted on motion of Senator Dolwig.

By Senators Backstrand and Collier :

Senate Resolution No. 33

Relating to a study of coastal fog conditions

WHEREAS, Seasonal fog conditions which prevail in the coastal and valley areas of the State cause reduced visibility and hazardous driving conditions that result in many multiple traffic collisions on California highways; and

WHEREAS, The outstanding quality of engineering design and construction of California highways cannot be held accountable for driver error; and

WHEREAS, A large percentage of the accidents which occur during periods of reduced visibility due to fog conditions are directly attributable to driving at unsafe speeds for the conditions of visibility and errors in judgment by the drivers; and

WHEREAS, Present speed laws appear to be adequate to regulate traffic; now, therefore be it

Resolved by the Senate of the State of California, That the Highway Transportation Agency is requested to initiate a study or cause such a study to be made, which will determine possible means of giving advance warning to drivers of motor vehicles of the need for greater alertness and caution in driving during periods of reduced visibility; and further be it

Resolved, That the study explore the use of warning devices or other means to inform drivers of existing hazardous conditions on the roadway; and further be it

Resolved, That the Secretary of the Senate be hereby directed to transmit copies of this resolution to the Highway Transportation Agency and each department within the agency.

Resolution read, and referred to Committee on Transportation.

REQUEST FOR UNANIMOUS CONSENT

Senator Gibson asked for, and was granted, unanimous consent to take up Senate Resolution No. 14, at this time, for consideration.

CONSIDERATION OF SENATE RESOLUTION NO. 14

Offered by Senators Gibson, Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy,

Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgewick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams:

Senate Resolution No. 14

Expressing sympathy to Senator Ronald G. Cameron

WHEREAS, On December 8, 1962, fate, in the form of fire, dealt Senator Ronald G. Cameron, a highly esteemed member of this body, a most cruel blow, in that it took from him his loyal and devoted wife, Irene Madaras Cameron, and also severely injured his eight-year-old daughter, Laurie Ann; and

WHEREAS, Irene Katherine Madaras Cameron was a native of Michigan, was a graduate of the University of California at Los Angeles, was married to Ronald Cameron at Los Angeles in 1941, and became the mother of Jane Ellen and Laurie Ann Cameron; and

WHEREAS, Irene Cameron was not only a devoted mother but was active in civic affairs of the community in which she lived, having been president of the Auburn Newcomers' Club and the Auburn Democratic Women's Club; one of the first storytellers of the Children's Story Hour at the Auburn City Library; active in the Auburn Camp Fire Girls' Council, Placer Hills P.T.A., Citizens' Committee of the Placer Hills School District, Federated Women's Club of Auburn, and the Lawyers' Wives of Sacramento; and

WHEREAS, In addition to the loss of his devoted wife, his younger daughter, Laurie Ann, is still in the hospital making a slow recovery from injuries received in the same disaster that deprived her of her mother; and

WHEREAS, Such a blow as has been sustained by our respected brother Senator, Ronald G. Cameron, serves as a reminder of the affectionate regard we have for him, and the high esteem in which he is held; and

WHEREAS, It is impossible for any words of ours to assuage the grief occasioned by his tragic loss, we wish, by this Resolution, to convey to Ronald G. Cameron some small measure of our share in his bereavement; now, therefore, be it

Resolved by the Senate of the State of California, That its members and officers deeply deplore the events herein referred to, and desire by this Resolution to convey their heartfelt sympathy to their beloved fellow member, the Honorable Ronald G. Cameron; and be it further

Resolved, That when the Senate adjourns this day it shall do so in honor of the memory of Irene Katherine Madaras Cameron; and be it further

Resolved, That the Secretary of the Senate be instructed to present suitably prepared copies of this Resolution to Senator Ronald G. Cameron and his daughters, Jane Ellen and Laurie Ann, and to other members of the immediate family of Irene Katherine Madaras Cameron.

Resolution read, and unanimously adopted on motion of Senator Gibson.

Assistant Secretary Gary Posz at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 177: By Senator Rattigan—An act to add Section 410 to, and to amend Section 512 of, the Probate Code, relating to administrators with the will annexed.

Referred to Committee on Judiciary.

Senate Bill No. 178: By Senator Lagomarsino—An act to add Section 1276.5 to the Penal Code, relating to bail.

Referred to Committee on Judiciary.

Senate Bill No. 179: By Senator Lagomarsino—An act to amend Section 1271 of the Penal Code, relating to bail.

Referred to Committee on Judiciary.

Senate Bill No. 180: By Senator Lagomarsino—An act to amend Section 1269b of the Penal Code, relating to bail.

Referred to Committee on Judiciary.

Senate Bill No. 181: By Senator Nisbet—An act to amend Section 268 of the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 182: By Senator Petersen—An act to amend Section 31478 of the Government Code, relating to the County Employees Retirement Law of 1937.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 183: By Senator McCarthy (Coauthor: Assemblyman Bagley)—An act to add Sections 27306 to the Streets and Highways Code, relating to revenues of bridge and highway districts.

Referred to Committee on Local Government.

Senate Bill No. 184: By Senator McCarthy—An act to amend Section 27182 of the Streets and Highways Code, relating to bridge and highway districts.

Referred to Committee on Local Government.

Senate Bill No. 185: By Senator Schrade—An act to add Section 23048 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 186: By Senator Cameron—An act to add Chapter 9 (commencing with Section 870) to Title 10, Part 2 of the Code of Civil Procedure, relating to negligence actions.

Referred to Committee on Judiciary.

Senate Bill No. 187: By Senators Collier and Weingand—An act to amend Section 2418 of the Vehicle Code, relating to operation and equipment of ambulances.

Referred to Committee on Transportation.

Senate Bill No. 188: By Senator Grunsky—An act authorizing the Department of Parks and Recreation, Division of Beaches and Parks, to exchange property belonging to the State for property belonging to the Santa Cruz Port District.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 189: By Senators Grunsky, Cameron, Christensen, Cobey, and Dolwig—An act to add Section 40834 to the Vehicle Code, relating to civil procedure.

Referred to Committee on Judiciary.

Senate Bill No. 190: By Senators Grunsky, Christensen, Cobey, and Dolwig—An act to amend Section 20912 of, and to repeal Section 20915 of, the Vehicle Code, relating to accident reports.

Referred to Committee on Judiciary.

Senate Bill No. 191: By Senators Grunsky, Begovich, Cobey, Gibson, Murdy, Pittman, McAteer, and Dolwig—An act to amend Sections 251, 14669, 14662, 14665, 14666, 14667, and 18201 of the Elections Code, relating to absent voter ballots.

Referred to Committee on Elections.

Senate Bill No. 192: By Senators Grunsky and Rodda—An act to amend Section 13007.1 of the Education Code, relating to actions and proceedings against school district officers and employees.

Referred to Committee on Judiciary.

Senate Bill No. 193: By Senator Teale—An act to amend Section 12883.5 of the Water Code, relating to state financial assistance for local water projects.

Referred to Committee on Water Resources.

Senate Bill No. 194: By Senators Teale, Begovich, Cameron, Dolwig, Quick, Christensen, Collier, Short, Petersen, Farr, Cobey, Rattigan, and Arnold—An act to amend Section 10500 of the Water Code, relating to the appropriation of water by the Department of Water Resources.

Referred to Committee on Water Resources.

Senate Bill No. 195: By Senator Gibson—An act to amend Section 25503.1 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 196: By Senator Grunsky—An act to amend Section 35201.5 of the Government Code, relating to the annexation of territory to cities.

Referred to Committee on Local Government.

Senate Bill No. 197: By Senator Grunsky—An act to amend Section 583 of, and add Section 854 to, the Probate Code, relating to options to purchase given in a will.

Referred to Committee on Judiciary.

Senate Bill No. 198: By Senators Grunsky and Christensen—An act to amend Section 19283 of the Revenue and Taxation Code, relating to personal income tax information.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 199: By Senators Grunsky and Christensen—An act to amend Section 11580.2 of the Insurance Code, relating to uninsured motorist provisions.

Referred to Committee on Judiciary.

Senate Bill No. 200: By Senator Grunsky—An act to add Section 6378 to the Revenue and Taxation Code, relating to sales and use taxes.
Referred to Committee on Revenue and Taxation.

Senate Bill No. 201: By Senator Murdy—An act to amend Section 36 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water district.
Referred to Committee on Water Resources.

Senate Bill No. 202: By Senator Murdy—An act to amend Section 1813 of the Education Code, relating to school district boundaries.
Referred to Committee on Education.

Senate Bill No. 203: By Senator Murdy—An act to repeal Sections 813, 814, 1883, and 2097 of, and to amend Section 1682 of, the Education Code, relating to school districts.
Referred to Committee on Education.

Senate Bill No. 204: By Senator Burns—An act to add Section 21114 to the Vehicle Code, relating to traffic regulations.
Referred to Committee on Local Government.

Senate Bill No. 205: By Senator Burns—An act to add Sections 1323, 1774.1, 1774.2, and 1774.3 to the Government Code, relating to appointments by the Governor.
Referred to Committee on Governmental Efficiency.

Senate Bill No. 206: By Senator Burns—An act to amend Section 21360 of the Government Code, relating to the State Employees' Retirement System.
Referred to Committee on Governmental Efficiency.

Senate Bill No. 207: By Senator Burns—An act to amend Sections 20023.1 and 31461.3 of the Government Code, relating to state and county employees' retirement.
Referred to Committee on Governmental Efficiency.

Senate Bill No. 208: By Senator Burns—An act to add Section 813 to the Civil Code, relating to servitudes.
Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 4: By Senator Cameron—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 7 of Article 1 thereof, relating to trial of civil actions.
Referred to Committee on Judiciary.

Senate Concurrent Resolution No. 16: By Senator Burns—Relative to the establishment of a branch office by the Department of Water Resources.
Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 17: By Senator Burns—Relative to the economic growth of California.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 11.40 a.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 11 a.m., Thursday, January 24, 1963, out of respect to the memory of Irene Katherine Madaras Cameron.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TWELFTH LEGISLATIVE DAY

FOURTEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, January 24, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord God, who first did separate the earth from the waters above and beneath it, may Thy wisdom fall like a cascade upon us this day. And in Thy mercy abandon not our parched and bleeding lands, but send sweet blessed rain upon our plains, and lay Thy ermine mantle of snow o'er the naked crest of our Sierra. Save our fruitful orchards from the cold hand of death. Show forth the face of Thy mercy. Lord, on us who call Thee, "Father." AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Begovich, on motion of Senator Quick, due to illness.

Senator Collier, on motion of Senator Weingand, on legislative business.

Senator McAteer, on motion of Senator Burns, on legislative business.

Senator O'Sullivan, on motion of Senator Arnold, on legislative business.

ANNOUNCEMENT BY SENATOR BURNS RE SENATOR BEGOVICH

Senator Burns announced that Senator Begovich suffered minor injuries in an automobile accident yesterday, and would be happy to receive visitors from the Senate at his home in Jackson.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard Flora, Mr. Sanford Fellman, and Mr. Charles Henry, all of Los Angeles.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Sig Sanchez, Supervisor of Santa Clara County, who resides in Gilroy.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Alton Lee of Arroyo Grande.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Barbara Lewis of Sacramento.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of the Planada Elementary School of Merced County: Adults: Mr. Douglas Choquette, Mr. Daniel McIntire, Mrs. Roma Freeman. Students: Alvera Adame, Patsy Bledsoe, Franklin Burks, Juanita Casteneda, Mike Chavez, Janet Clarke, James Clinton, Jeanne Craft, Eliseo Delanda, Linda Duran, Peggy Evans, Mike Fairchild, Richard Fairbank, Rebecca Gomez, Sharon Haygood, Richard Hernandez, Roy Ihde, Esther Mendia, Gloria Moncada, Eddie Nolen, Isabel Ochoa, William Ochoa, Adeline Parga, Steven Press, Alice Ruiz, David Sahlstrom, George Shirah, Henry Soto, Glenda Williams, Vernon Wolf, Robert Alvarez, Elvira Aquero, Gloria Bonilla, Nati Cervantes, Ann Contreras, Billy Corn, Socorro Delanda, Irene Duran, Ronald Evans, David Ferrel, Michael Fisher, Alex Gonzales, Gilbert Hernandez, Danny Lopez, Gloria Litke, Garry McKay, Freddy Marquez, Jo Ann Meldon, Rita O'Campo, Abdula San Miguel, Linda Sardina, Raymond Sardina, Ophelia Vasquez, and John Votaw.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of the Florin School of Sacramento County: Mr. Howbolt, teacher; Mrs. J. R. Hurley, Mr. Moore, Mrs. C. W. Hood, and Mrs. Eversole, parents; eighth grade students: Irene Rivera, Leroy Besson, Ron West, Diana Giannoni, Don Holcomb, Frank Van Vliet, Tommy Darrington, Ross Eversole, Victor Cariote, Carolyn Palmer, Jackie Stratton, Kenny Moore, Nancy Williams, Harold Wilson, Chris Hurley, Allen Combs, Carey Hilbern, Don Snyder, Floyd Luman, Betty Du Val, Michele Hood, Elizabeth Boden, Amelia Salinas, Douglas Walrath, Darlene Davis, Dick Mazon, Terry Miller, Mickael De Leon, David Eck, Cora Long, Penny Carter, and Frances Alimoot.

COMMUNICATIONS

The following communications were received and read, and on motion of Senator Burns, ordered printed in the Journal:

THE RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF PARKS AND RECREATION
SMALL CRAFT HARBORS COMMISSION
State Office Bldg. No. 1, Sacramento 14
January 22, 1963

Hon. Hugh M. Burns
President pro Tempore
State Senate, Sacramento

Hon. Jesse M. Unruh
Speaker
State Assembly, Sacramento

GENTLEMEN: In compliance with the 1961 Assembly Concurrent Resolution No. 48 requesting a study of harbors of refuge, the Small Craft Harbors Commission takes pleasure in submitting this report "California Small Craft Harbors and Facilities Plan Interim Report on Coastal Harbors of Refuge." Assembly Concurrent Resolution No. 48 requested the Small Craft Harbors Commission to conduct a survey to determine the need, location, and major components needed for harbors of refuge along the California coastline for small craft and to report their findings and recommendations thereon to the Legislature.

This report establishes the need for a program incorporating the development of thirteen (13) new and improvement of four (4) existing harbors of refuge.

This program will provide a chain of coastal harbors of refuge spaced approximately 35 miles from one another over the length of our 1100-mile coastline.

The commission wishes to emphasize that the basic criteria for this program is the provision of safety for commercial and recreational boats. In addition, there are other benefits which accrue to the communities and regions in which harbors of refuge are developed.

The cost of this program reflects the fundamental requirement that a harbor of refuge be a place of safety in storms. Therefore, the estimate of capital expenditure required for new refuge harbors or for improvements to existing ones was based on the minimal items necessary to achieve this end at given sites.

This report is the initial phase of the "California Small Craft Harbors and Facilities Plan" which will be completed in November 1963. The purpose of the total plan will be to guide the Small Craft Harbors Commission's programs for development of harbors and boating facilities, both coastal and inland, as regards their financing and priority of development.

The commission in presenting the findings of the attached report emphasizes that the harbors proposed therein are in the strictest sense refuge harbors and should be financed as such notwithstanding other commission programs for developing additional coastal and inland commercial and recreational harbors.

Sincerely,

JOHN P. SCRIPPS, Chairman
Small Craft Harbors Commission

LOUIS L. HABER, Vice Chairman

JOHN M. ANNAND, Commissioner

EDMUND P. HALLEY, Commissioner

DONALD P. LOKER, Commissioner

RALPH MONTALI, Commissioner

JOHN F. REGINATO, Commissioner

NOTE: Commission Chairman John Scripps was unable to consider this letter of transmittal inasmuch as he is out of the country on a sailing voyage.

LACHLAN M. (Lock) RICHARDS, Secretary
Small Craft Harbors Commission

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF EDUCATION
STATE EDUCATION BUILDING, 721 CAPITOL AVENUE
SACRAMENTO 14, January 21, 1963

Hon. Hugh M. Burns
President pro Tempore of the Senate
State Capitol Building
Sacramento 14, California

DEAR SENATOR BURNS: The 1962 Session of the California State Legislature adopted Senate Concurrent Resolution No. 29, a copy of which is enclosed. This resolution directed that the State Department of Education undertake appropriate studies so that the textbooks in use in this State will give due regard to sound intergroup relations. The resolution further directed the department to convey to textbook

publishers the Legislature's concern that children in California achieve an education suitable in a democratic society composed of peoples of diverse racial, ethnic, and religious identities, and report back to the Legislature at the 1963 General Session what steps had been taken to accomplish this.

With respect to the first directive, namely, the undertaking of appropriate studies so that textbooks will give due regard to sound intergroup relations, the principal responsibility for this lies with the California State Curriculum Commission. The resolution adopted by the Senate was considered by the Curriculum Commission at its meeting on May 16, 1962. The commission members are familiar with the content of the resolution, and plan to take it into consideration in their evaluation of textbooks in the future. At the time when the commission discussed this resolution in public meeting there were present numerous representatives of textbook publishers. These representatives heard the discussion and are, of course, familiar with the nature of the resolution.

At the May 16, 1962 meeting of the Curriculum Commission, and as a direct result of their discussion of S.C.R. No. 29 there was added to the criteria to be used in selecting history and geography textbooks for the fourth grade, a phrase taken directly from the Senate resolution as follows: "The book shall be designed to 'develop an appreciation and respect for the cultural heritage of the many peoples that constitute the American nation'."

At the time of the May, 1962 meeting of the Curriculum Commission, it was agreed that in connection with future adoptions appropriate ideas from the Senate resolution should be included in the criteria for textbooks. These ideas will relate not only to history, geography, civics and related social studies, but to all textbooks that offer opportunity for developing an appreciation of the contributions of various minority groups. For example, reading and literature books do offer such opportunity, and criteria for their selection should take into consideration the purposes of Senate Resolution No. 29.

Relative to the second directive contained in the resolution, namely, that publishers should be notified of the Legislature's concern, shortly after its adoption copies of the resolution were mailed to all publishers who normally submit textbooks for state adoption. Through their attendance at Curriculum Commission meetings, representatives of the publishing firms have been made even more aware of the purpose of the Legislature in adopting the resolution, and of the intention of the Curriculum Commission to keep these objectives in mind in future textbook adoption.

Respectfully yours,

MAX RAFFERTY

SENATE CONCURRENT RESOLUTION NO. 29

CHAPTER 58

Senate Concurrent Resolution No. 29—Relating to School Textbooks

(Filed with Secretary of State April 9, 1962)

WHEREAS, One of the most essential lessons that American youth should learn is that we are a nation built upon the magnificent contributions of men and women of diverse racial, ethnic, and religious backgrounds; and

WHEREAS, In the absence of this understanding our children fail to comprehend that our greatness as a nation is rooted in a recognition of individual God-given human dignity, in an appreciation and respect for the cultural heritage of the many peoples that constitute the American nation, in an awareness that the various racial groups in our society have each equally contributed men and women of worth to our nation who have suffered and died to build a sound democracy, and that each now seeks a life of dignity and achievement within the highest American tradition of individual freedom and aspiration; and

WHEREAS, Many school districts in California find their earnest efforts to achieve this essential educational goal made more difficult because textbook publishers fail adequately to portray the contribution of such groups as the American Negro, the Latin American, and the Oriental American to the growth of American democracy, and, further, often fail to depict in illustrations any minority group Americans in normal settings, thus giving rise to stereotypes that are equally harmful to the proper education of children of the majority and the minority groups; and

WHEREAS, Just treatment, equality of opportunity and mutual understanding among the racial, ethnic and religious groups within our society is absolutely essential to the future of California; and

WHEREAS, The Curriculum Commission is doing a conscientious job in selecting the best textbooks from those currently available, but it is felt that a thorough study of the treatment of minorities in textbooks would help to focus upon any shortcomings now existing in this regard and bring about effective remedial steps to correct such shortcomings; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the State Department of Education is directed to undertake appropriate studies

so that the textbooks in use in our State give due regard to sound intergroup relations; and be it further

Resolved, That the State Department of Education is directed to undertake appropriate steps to convey to textbook publishers the Legislature's concern that children in California achieve an education suitable in a democratic society composed of peoples of diverse racial, ethnic, and religious identities, and report back to the Legislature at the 1963 General Session what steps have been taken to accomplish this; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to the Director of the State Department of Education.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 23, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 1

Senate Concurrent Resolution No. 8

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

By BILL GREENE, Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, January 24, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 1

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

STATE CAPITOL, SACRAMENTO

January 24, 1963

MR. PRESIDENT: The Committee on Rules has approved the following television and radio representative for credentials during the 1963 General Session as submitted by Earl C. Behrens, President of the Capitol Correspondents Association.

KCRA-TV: Paul A. Thompson

BURNS, Chairman

CAPITOL CORRESPONDENTS ASSOCIATION

STATE CAPITOL, SACRAMENTO

January 23, 1963

Chairman, Senate Committee on Rules

Senate Chamber, State Capitol

Sacramento, California

DEAR MR. CHAIRMAN: The following named person is eligible for accreditation as a representative of radio and television at the General Session of the Legislature of 1963:

KCRA-TV: Paul A. Thompson

SQUIRE BEHRENS, President

Standing Committee:

Morrie Landsberg, *Chairman*

DeVan L. Shumway

Richard Rodda

Senator McCarthy Presiding

At 11.20 a.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Backstrand:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 21, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a) of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 104—An act to amend Section 35790 of the Vehicle Code, relating to permits to tow overwidth trailer coaches, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR L. M. BACKSTRAND

Recommendation of Committee on Rules

SENATE CHAMBER, January 23, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Backstrand:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 104.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Coby, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

RESOLUTIONS

The following resolutions were offered:

By Senator Burns:

Senate Resolution No. 34

Relative to illness of J. W. "Bill" Cull

WHEREAS, The Members of the Senate have learned of the illness of J. W. "Bill" Cull, telephone installation foreman for the State Capitol; and

WHEREAS, During Mr. Cull's nearly 37 years of service with Pacific Telephone he has devoted more than 30 years to the installation and maintenance of telephones in and around the Capitol Buildings; and

WHEREAS, He has, for the past 15 years, been completely responsible for installing telephones in the many new State Buildings which have been constructed in downtown Sacramento, and has been intimately involved in accomplishing the extensive biennial rearrangements occasioned by the convening of the Legislature; and

WHEREAS, He has given freely and cheerfully of his time, energy and creative talents to provide extraordinary service far beyond the bare requirements of his job and often under very difficult conditions; now, therefore, be it

Resolved by the Senate of the State of California, That its members do hereby extend to J. W. "Bill" Cull their sincere best wishes for a complete and speedy recovery from his present illness, and hope that he will have the fullest of good health, happiness, and success in all of his future endeavors; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to J. W. "Bill" Cull.

Resolution read, and unanimously adopted on motion of Senator Burns.

By Senator Rees:

Senate Resolution No. 35

Relative to the 25th anniversary of the March of Dimes

WHEREAS, In 1938, Franklin D. Roosevelt founded a nonprofit corporation, called The National Foundation for Infantile Paralysis, to lead, direct and unify the fight against polio, the dread crippler of children and adults; and

WHEREAS, The appeal touched the hearts of Americans everywhere and they responded with such an avalanche of dimes that the small coin became the symbol of man's fight against the crippling disease and resulted in a new name for the program, The National Foundation—March of Dimes; and

WHEREAS, A monument to American generosity, the foundation was recently rewarded for its years of effort and sacrifice by the discovery of the Salk and Sabin vaccines; and

WHEREAS, Since the breakthrough in polio, the foundation has channeled its vast resources into the fight against birth defects and rheumatoid arthritis and hopes, with the continued generous backing of the American people, to have the same brilliant success in these fields as with infantile paralysis; and

WHEREAS, It is only fitting that during this, the 25th anniversary of the founding of the foundation, the members of this body congratulate those who have actively participated in the program, particularly those Californians who have unselfishly given their time and those who have just as unselfishly given their money to make the various campaigns the overwhelming success they have been during the past fourth of a century; now, therefore, be it

Resolved by the Senate of the State of California, That this Senate congratulates The March of Dimes on the occasion of its 25th anniversary and commends it for the invaluable contributions which it has made to the welfare of mankind; and be it further

Resolved, That the Secretary of the Senate is hereby directed to send copies of this resolution to Basil O'Connor, the President of the National Foundation, to the Governor, Edmund G. Brown, the Honorable State Chairman, and to the Honorable George Christopher, the State Chairman of the March of Dimes.

Resolution read, and unanimously adopted on motion of Senator Rees.

By Senator Rees:

Senate Resolution No. 36

Relative to congratulating the University of Southern California Football Team

WHEREAS, The University of Southern California Football Team, by its undefeated and untied 1962 football season which culminated in its thrilling Rose Bowl victory, on New Year's Day 1963, over a spirited Wisconsin team, has well earned the admiration and respect of all; and

WHEREAS, The Trojans were, as a result of this sterling gridiron record, selected as the National Champions by the Associated Press, United Press International, National Football Hall of Fame-McArthur Bowl, *Los Angeles Times* Sports Awards, Washington, D.C., Touchdown Club, Columbus, Ohio, Touchdown Club, Helm's Hall of Fame Athletic Foundation, and the National Football Writers Association; and

WHEREAS, John McKay, the Trojans' Coach, has been named the "Coach of the Year" by the *Los Angeles Times* Sports Awards, American Football Coaches Association, Washington, D.C., Touchdown Club, Columbus, Ohio, Touchdown Club, National Football Writers Association, and the Southern California Sportscasters Association; and

WHEREAS, For their individual ability and outstanding play the following players were selected to the designated honorary first teams:

Linebacker-Guard Damon Bame—Associated Press All American, Associated Press All-Coast, United Press International All-Coast, and All-Athletic Association of Western Universities

Quarterback Pete Beathard—All-Athletic Association of Western Universities

End Hal Bedsole—Writers All-American, Coaches All-American, United Press International All-American, Sporting News All-American, Associated Press All-Coast, United Press International All-Coast, and All-Athletic Association of Western Universities

Halfback Willie Brown—All-Athletic Association of Western Universities
Tackle Gary Kirner—All-Athletic Association of Western Universities
Tackle Marv Marinovich—United Press International All-Coast; and

WHEREAS, Sharing in the credit for the victorious record of the University of Southern California Football Team and the signal honors which have been bestowed upon the team, Head Coach John McKay, and the individual players are all of the members of the Trojan Varsity: Joe Austin, Damon Baane, Pete Beuthard, Hal Bedsole, Willie Brown, John Brownwood, Ron Butcher, Mac Byrd, Jay Clark, Ken Del Conte, Mike Eaton, Craig Fertig, Bill Fisk, Mike Gale, Stan Gonta, Ron Heller, Fred Hill, Gary Hill, Phil Hoover, Hudson Houck, Loran Hunt, Tom Johnson, Ernie Jones, Randy Jones, Gary Kirner, Pete Lubisich, Tom Lupo, Marv Marinovich, Rich McMabon, Bill Nelsen, Gary Potter, Ernie Pye, John Ratliff, Lynn Reade, Larry Sagouspe, Armando Sanchez, Denny Schmidt, Ron Smedley, Bob Svibus, Toby Thurlow, Ben Wilson, and Gary Winslow; and

WHEREAS, Credit also should be bestowed upon Faculty Athletic Representative Arthur R. Kooker; Director of Intercollegiate Athletics Jess Hill; Head Football Coach John McKay; Assistant Football Coaches Ray George, Mike Giddings, Marv Goux, Charlie Hall, Mel Hein, Dave Levy, and Joe Margucci; Administrative Assistant for Business Affairs Virgil Lubberden; Administrative Assistant for Academic Affairs Hal Charnofsky; Team Manager Mike Leddel; Ticket Manager John Morley and his assistant Jerry Camperi; Medical Director Dr. Chester Semel; Trainer Jack Ward and his assistants Bob Fennessy and Gary Tuthill; Equipment Manager Dick Weinberger and his assistant Harry Burnett; and Athletic News Service Director Don Simonian and his assistant Bing Cherie; and

WHEREAS, The University of Southern California Football Team, John McKay, its coach, and all of the other officers and officials of the University of Southern California who played a part in the Trojans' triumphant season are deserving of the highest commendation; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate do hereby extend their heartiest congratulations to the University of Southern California Football Team, to John McKay, the Head Coach of the Trojans, and to each of the officers and officials of the University of Southern California who played some part therein, upon the glorious gridiron record of the Trojans during the 1962 football season and upon the selection of the team as the National Champions; and be it further

Resolved, That the Secretary of the Senate is directed to prepare and transmit suitable copies of this resolution to the University of Southern California.

Resolution read, and unanimously adopted on motion of Senator Rees.

By Senators Miller, Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams:

Senate Resolution No. 37

Relative to James C. Anderson

WHEREAS, It has been announced that James C. Anderson, Sacramento Bureau Manager of the United Press International, is being promoted to the position of News Manager for the Pacific Division of that news-gathering organization; and

WHEREAS, The members of the Senate have appreciated and enjoyed the numerous meetings with James C. Anderson in the course of news events and in social and sports situations during the 12 years he has served in Sacramento as Bureau Manager of United Press International; and

WHEREAS, James C. Anderson was a leader in the founding of the Press-Legislative Golf Tournament, which has become an annual event and has provided many occasions for friendly rivalry between members of the Legislature and correspondents at the Capitol; and

WHEREAS, He has had a varied as well as successful newspaper career, which began with the United Press International in Phoenix, Arizona, in 1938, included appointment as sports editor of the *Santa Barbara News-Press* in 1941, the covering of shelling of the California coast at Goleta by a Japanese submarine early in World War II, and his return to United Press International and assignment to the San Francisco Bureau; and

WHEREAS, He served in the infantry of the armed forces of the United States in World War II; and

WHEREAS, At the conclusion of his service he returned to the San Francisco bureau of United Press International, becoming day bureau manager in 1948, and was appointed Sacramento Bureau Manager in January of 1951; and

WHEREAS, James C. Anderson is married to the former Lere Dormeyer and has two attractive daughters, Carla and Gail; now, therefore, be it

Resolved by the Senate of the State of California, That James C. Anderson is congratulated on his appointment as News Manager of the Pacific Division of United Press International, and has the best wishes of the Senate for all success in the future; and be it further

Resolved, That the Secretary of the Senate shall transmit an appropriately prepared copy of this resolution to Mr. Anderson.

Resolution read, and unanimously adopted on motion of Senator Miller.

Assistant Secretary Gary Posz at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 209: By Senator Regan—An act to add Section 11736.5 to the Insurance Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 210: By Senator Regan—An act to amend Section 11732 of the Insurance Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 211: By Senator Regan—An act to add Division 4.75 (commencing with Section 6200) to the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 212: By Senator Regan—An act to amend Section 5801 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 213: By Senator Regan—An act to amend Section 5800 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 214: By Senator Regan—An act to add Section 5410.5 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 215: By Senator Regan—An act to repeal Section 5100.5 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 216: By Senator Regan—An act to add Section 4903.5 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 217: By Senator Regan—An act to repeal Section 4753 and Section 4753.5 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 218: By Senator Regan—An act to amend Section 4706 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 219: By Senator Regan—An act to add Section 4664 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 220: By Senator Regan—An act to amend Sections 4658 and 4659 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 221: By Senator Regan—An act to amend Section 4656 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 222: By Senator Regan—An act to repeal Section 4702 of, and to add Section 4702 to, the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 223: By Senator Regan—An act to amend Section 4650 and to repeal Section 4652 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 224: By Senator Regan—An act to amend Section 4553.1 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 225: By Senator Regan—An act to amend Section 4555.5 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 226: By Senator Regan—An act to amend Section 4601 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 227: By Senator Regan—An act to amend Section 3207 of, and to add Section 4669 to, the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 228: By Senator Regan—An act to amend Section 3352 and Section 4153 of, and to repeal Section 3355 and Section 3356 of, the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 229: By Senator Regan—An act to amend Section 3702 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 230: By Senator Regan—An act to amend Sections 3753 and 5602 of, and to repeal Sections 3755, 3757, 3758 and 3759 of, the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 231: By Senator Regan—An act to amend Section 3855 of the Labor Code, relating workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 232: By Senator Regan—An act to repeal Chapter 6 (commencing with Section 3950) of Part 1 of Division 4 of, and to repeal Sections 4050, 4051, 4052, 4053, 4056, 4602, 4603, 4604, 4605 of, and to amend Sections 4600 and 4601 of, the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 233: By Senator Regan—An act to repeal Sections 4451 and 4452 and to amend Sections 4453, 4455, 4458, 4458.2 and 4460 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 234: By Senator Regan—An act to amend Section 4453 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 235: By Senator Regan—An act to amend Section 4553 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 236: By Senator Backstrand—An act to amend Sections 24003, 24005, 24007, 24009, and 25400 of the Vehicle Code, relating to lamps on vehicles.

Referred to Committee on Transportation.

Senate Bill No. 237: By Senator Backstrand—An act to amend Section 31304 of the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 238: By Senators O'Sullivan, Petersen, Pittman, and Begovich (Coauthors: Assemblywoman Davis, Assemblymen Booth, Bagley, and Belotti)—An act to add Section 596 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 239: By Senator Donnelly—An act to amend Sections 6951 and 6952 of the Education Code, relating to reimbursement for educating minors living in licensed children's institutions.

Referred to Committee on Education.

Senate Bill No. 240: By Senator Regan—An act to add Section 38612 to the Government Code, relating to the prohibition of the merger or consolidation of police and fire departments.

Referred to Committee on Local Government.

Senate Bill No. 241: By Senator Regan—An act to amend Section 12757 of the Health and Safety Code, relating to fireworks.

Referred to Committee on Public Health and Safety.

Senate Bill No. 242: By Senator Regan—An act to amend Section 12755 of the Health and Safety Code, relating to fireworks.

Referred to Committee on Public Health and Safety.

Senate Bill No. 243: By Senator Regan—An act to add Section 27305 to the Vehicle Code, relating to vehicle equipment.

Referred to Committee on Transportation.

Senate Bill No. 244: By Senator Regan—An act to add Section 18014 to the Health and Safety Code, relating to mobilehomes and mobilehome parks.

Referred to Committee on Public Health and Safety.

Senate Bill No. 245: By Senator Regan—An act to amend Section 16151 of the Education Code, relating to the sale or lease of school district property.

Referred to Committee on Local Government.

Senate Bill No. 246: By Senator Regan—An act to amend Section 1120 of the Probate Code, relating to administration of testamentary trusts.

Referred to Committee on Judiciary.

Senate Bill No. 247: By Senator Grunsky—An act to repeal Sections 17503 and 17504 of the Education Code, relating to required percentages of school district funds to be allocated for certificated salaries.

Referred to Committee on Local Government.

Senate Bill No. 248: By Senator Grunsky—An act to amend Section 3121 of the Government Code, relating to employee air travel insurance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 249: By Senator Grunsky—An act to amend Section 13581 of the Education Code, relating to the definition of the classified service within school districts.

Referred to Committee on Education.

Senate Bill No. 250: By Senator Grunsky—An act to amend Section 20501 of the Education Code, relating to school district financial statements.

Referred to Committee on Local Government.

Senate Bill No. 251: By Senator Grunsky—An act to amend Section 74693 of the Government Code, relating to the Santa Cruz County Municipal Court.

Referred to Committee on Local Government.

Senate Bill No. 252: By Senator Grunsky—An act to amend Section 8207 of the Government Code, relating to seals of notaries public.

Referred to Committee on Judiciary.

Senate Bill No. 253: By Senator Grunsky—An act to amend Section 12880 of the Water Code, relating to state financial assistance for local water projects, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 254: By Senator Rodda (Coauthor: Assemblyman Lunardi)—An act to add Chapter 1.6 (commencing with Section 5096) to Division 5 of the Public Resources Code, relating to Department of Parks and Recreation archeological services, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 255: By Senator Rodda (Coauthor: Assemblyman Lunardi)—An act to add Chapter 1.5 (commencing with Section 5095) to Division 5 of the Public Resources Code, relating to archeological, paleontological, and historical sites.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 256: By Senator Lagomarsino (Coauthor: Assemblyman Henson)—An act to amend Section 74011 of the Government Code, relating to the Oxnard-Port Hueneme Municipal Court.

Referred to Committee on Local Government.

Senate Bill No. 257: By Senator Lagomarsino (Coauthor: Assemblyman Henson)—An act to amend Section 73831 of the Government Code, relating to the Moorpark and Camarillo Municipal Court.

Referred to Committee on Local Government.

Senate Bill No. 258: By Senator Lagomarsino (Coauthor: Assemblyman Henson)—An act to amend Section 74881 of the Government Code, relating to the Ventura Municipal Court.

Referred to Committee on Local Government.

Senate Bill No. 259: By Senator Grunsky—An act to amend Section 31753 of the Education Code, relating to school district insurance, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 260: By Senator Farr—An act to amend Sections 8102, 8103 and 8111 of the Education Code, relating to driver training and driver education courses in secondary schools.

Referred to Committee on Education.

Senate Bill No. 261: By Senator Way—An act to amend Section 807 of the Agricultural Code, relating to pomegranates.

Referred to Committee on Agriculture.

Senate Bill No. 262: By Senator Backstrand (At request of Department of Motor Vehicles).—An act to amend Section 12809 of the Vehicle Code, relating to driver's licenses.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 18: By Senator McAteer (Co-authors: Assemblymen Marks, Foran, Gaffney, and Meyers).—Relative to the Presidio of San Francisco being declared surplus by the United States.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 11:40 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, January 28, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTEENTH LEGISLATIVE DAY

SIXTEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, January 28, 1963

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams—35.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Heavenly Father, we invoke Thy eternal benediction this day, as we offer to Thee, all of our thoughts, our words and our deeds. Strengthen what is weak in us, warm what is cold; stand by us in our moments of need, and surround us in our moments of glory; that our deeds and words of this day may be truly inscribed in the book of Wisdom and of Life. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Bradley led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator McCarthy, on motion of Senator Quick, on legislative business.

Senator Begovich, on motion of Senator Quick, due to illness.

Senator Teale, on motion of Senator Miller, on legislative business.

Senator Sturgeon, on motion of Senator Nisbet, on legislative business.

Senator McAteer, on motion of Senator Holmdahl, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senators Dolwig and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert Littler of San Francisco.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Harry A. Tow and sons Bill, John and Bob of Visalia.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles Curtis, Secretary-Treasurer of Barbers' Union, Local 912, of Ventura; Miss Sue Bogardus of North Hollywood, and Miss Kay Krueger of Sacramento.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ovie Davenport of Chico.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Julie Manet of Los Angeles; Hirsch Adell and Judith Fuss; Mr. and Mrs. Don Hartshorn and Don Hartshorn, Jr., of Pasadena; Mr. Roy Alario of Venice and Mr. E. K. Patrick Birch of Los Angeles.

On request of Senators Rees and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Helena Smith of Sacramento.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following international American students, and members of the Citizens' International Student Committee: Iraj Ghahramani, Iran, Jaime Gutierrez, Colombia, S.A., Jan Ahlin, Sweden, Suthep Iemsakul, Thailand, Jamal Maghazachi, Iraq, Majid Akbarzadeh and brother, Iran, Jerry Chung, Hong Kong, Hikaru Ishigaki, Japan, S. K. Leong, Malaya, Akio Ishida, Japan, Edward Eliezer, Israel, Elias Mitri, Jordan, Jaime Jaramillo, Colombia, S.A., Carlos Silva, Colombia, S.A., Pablo Rivas, Colombia, S.A., Steve Chang, Hong Kong, Cheon Kang Kwon, Korea, Celine Fok, Hong Kong, Lydia Suarez, Mexico, Kyoko Nakayama, Japan, Louise Soderberg, Sweden, Ann Mary Kwan, Hong Kong, Katharine Chang, Mexico, Wanda Soo, Hong Kong, Teresita Rosales, Philippine Islands, and Ako Ito, Japan. *Visitors from overseas*: Mrs. Parvine Aryanpour, Iran, Mrs. Zarrin Bahrani, Iran, Hatsuho Kuwata (Miss), Japan, and Mrs. Sevim Bugra, Turkey. *Permanent Residents (new immigrants)*: Miss Evelyn Tam, Vietnam, Mrs. Dung Tran, Vietnam, Mrs. Hisako Schlatter, Japan, Mr. Guido Reinhard, Germany, Mr. John Marsfeldt, Denmark, and Mr. Phiho Nguyen, Vietnam. *Americans*: Mr. John Schiffler, Mr. Jim Healy, Mr. Earl Gardner, Mr. Ben Rondez, Miss Jackie Sims, and Miss Irene Malbin.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

UNITED STATES SENATE
COMMITTEE ON APPROPRIATIONS
January 15, 1963

Hon. Glenn M. Anderson
President of the Senate
California Legislature
Sacramento, California

DEAR MR. PRESIDENT: As you know, the 87th Congress approved the submission to the states of an amendment to the Constitution prohibiting the imposition of a poll tax or any other tax as a requirement for voting in federal elections.

I am confident that you share with me and the other Senators who coauthored this resolution the belief that this archaic tax, which has disfranchised countless Americans, must be prohibited once and for all at the earliest opportunity. Late in 1962 the States of Illinois and New Jersey ratified this amendment by joint resolution. I hope that the members of the State Senate of California will do likewise, and I urge that this matter be given their early attention so that the representatives of our State might unanimously go on record in favor of the proposition that there should be no financial bar to the exercise of a citizen's right to vote.

With kindest regards,

Sincerely yours,

THOMAS H. KUCHEL, United States Senator

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, January 24, 1963

Hon. Joseph A. Beck
Secretary of the Senate
State Capitol

DEAR MR. BECK: Senate Concurrent Resolution No. 90, Chapter 250 of Resolutions, Statutes of 1957, requests that the California Highway Commission transmit to each house of the Legislature at the commencement of each annual session a report dealing with the policy of the commission on freeway route adoptions.

Six copies of the commission's report for the calendar year 1962 are submitted herewith.

The report was prepared to show members of the Legislature the extent of the public's participation in the freeway route determinations made by the California Highway Commission during 1962. It includes details of the twelve public hearings held by the commission and the 50 public hearings held by the Division of Highways.

Respectfully,

ROBERT B. BRADFORD
Director of Public Works and Chairman
California Highway Commission

Attach.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

AMVETS

AMERICAN VETERANS OF WORLD WAR II AND KOREA
DEPARTMENT OF CALIFORNIA
2215 MIDVALE DRIVE, SAN DIEGO 5, CALIFORNIA
January 18, 1963

The Honorable Glenn M. Anderson
Lieutenant Governor of California
State Capitol Building
Sacramento, California

DEAR LIEUTENANT GOVERNOR ANDERSON: Enclosed please find a copy of a resolution as per the dictum of the resolution itself. It is the desire of this organization that these resolutions become a reality during 1963.

Sincerely,

FRANK M. STEPHENS, Administrative Adjutant

Encls.

Resolution

Subject: Advocating Setting Aside Veteran's Day, November 11th, as an Annual Legal Holiday

WHEREAS, Since November 11th, 1918 long was recognized by the State of California as a legal holiday in commemoration of World War I Armistice Day; and

WHEREAS, Since the end of World War II, the recognition of Armistice Day as a Legal Holiday was discontinued, and Veteran's Day substituted in its place and stead as an *optional* legal holiday; and

WHEREAS, In order to properly honor and respect the memory of all veterans of all the wars in which the United States of America has engaged since its inception, and in particular to pay homage to the memory of those who have given their life for their Country; and

WHEREAS, It is fitting and proper that November 11th of each year be set aside as such a Holiday; now, therefore, be it

Resolved, By the delegates at the American Veterans of World War II and Korea, Department of California, Convention at Sacramento July 6th, 7th, and 8th, 1962, that the Governor and other executive officers, together with the Legislature of this great State, join in causing November 11th of each year to be declared a legal holiday of the State of California, and to be recognized as such a legal holiday by the people of said State; and be it further

Resolved, That such legal holiday be designated "Veteran's Day" in commemoration of the veterans of all the wars in which the United States of America has participated and in particular honor of the memory of those who gave their lives for their country.

This is to certify that the foregoing resolution was adopted by AMVETS, Department of California, in Convention at Sacramento July 6, 7, and 8, 1962.

FRANK M. STEPHENS, Department Adjutant

Resolution

Subject: Establishment of a state veterans home for intermediate care in Southern California

WHEREAS, There are thousands of California veterans in the State of California, who, by reason of illness or disability require intermediate care; and

WHEREAS, The federal and state facilities in California presently existing are not adequate for the furnishing of such intermediate care; and

WHEREAS, There is therefore an existing and urgent need of new and increased facilities for the intermediate care of veterans; and

WHEREAS, A majority of the veterans of California reside in Southern California, and both because of lack of facilities and a waiting list for such care at the State Veterans Home at Yountville, and because of the inconvenience to veterans in Southern California going to Yountville for such care, the veterans residing in Southern California are particularly deprived of the availability for such intermediate care; now, therefore, be it

Resolved, By the American Veterans of World War II and Korea, Department of California, in Convention assembled at Sacramento, July 6th, 7th, and 8th, 1962, that there is an existing and urgent need for the establishment in Southern California of a State Veterans Home to provide facilities for intermediate care together with the necessary hospital facilities pertaining thereto; and be it further

Resolved, That AMVETS, Department of California, urgently request the Legislature and the administration of the State of California to appropriate funds for the establishment, construction, and operation of a State Veterans Home in Southern California to provide facilities for intermediate care together with necessary hospital facilities pertaining thereto, and to cause the said State Veterans Home to be so established, constructed and placed in operation as soon as possible; and be it further

Resolved, That copies of this resolution be sent to all Members of the Legislature and to the proper members of the administration of California.

This is to certify that the foregoing resolution was adopted by AMVETS, Department of California, in Convention at Sacramento July 6, 7, and 8, 1962.

FRANK M. STEPHENS, Department Adjutant

Resolution

Subject: Hospital and intermediate or nursing home care for women veterans at the Veterans Home of California

WHEREAS, The facilities at the Veterans Home of California for the hospitalization of women veterans are inadequate since such care is being furnished in a hospital ward designed for the care of male patients; and

WHEREAS, There are no facilities available for women veterans at the Home for intermediate or nursing home care; and

WHEREAS, The average age of the women veterans at the Home is 75 years, many of whom are suffering with chronic disabilities which require hospital or nursing home type care; and

WHEREAS, There are many eligible women veterans on the waiting list who have been waiting many months to be admitted to the Home; now, therefore be it

Resolved By the American Veterans of World War II and Korea, meeting in Department Convention at Sacramento July 6th to July 8th, 1962, that hospital and nursing home facilities designed for the care of women veterans be provided without delay; and be it further

Resolved, That a copy of this resolution be sent to the Governor, the Speaker of the Assembly, the presiding officer of the Senate, the Chairman of the Assembly and Senate Military and Veterans Affairs Committee, and the Director of the Department of Veterans Affairs.

This is to certify that the foregoing resolution was adopted by AMVETS, Department of California, in Convention at Sacramento July 6th, 7th, and 8th, 1962.

FRANK M. STEPHENS, Department Adjutant

Resolution

Subject: Conversion of domiciliary building at the Veterans Home of California to an intermediate care and nursing home facility

WHEREAS, The need for domiciliary care has decreased in the past two years, due primarily to the improved financial status of veterans; and

WHEREAS, There is a 200 bed vacant domiciliary building at the Veterans Home of California; and

WHEREAS, There is an ever-increasing need for the care of the "older veteran" and those suffering from serious chronic disabilities which require intermediate or nursing home care; now, therefore, be it

Resolved, By the American Veterans of World War II and Korea, Department of California, in Convention assembled in Sacramento, July 6th to 8th, 1962, that the State Legislature be respectfully requested to appropriate funds to convert this domiciliary building and provide personnel for its operation, into a facility for Intermediate or Nursing Home Care; and be it further

Resolved, That a copy of this resolution be sent to the Governor, the presiding officers of the Senate and Assembly, the Chairmen of the Military and Veterans Affairs Committee of the Senate and Assembly, and to the Director of the Department of Veterans Affairs.

This is to certify that the foregoing resolution was adopted by AMVETS, Department of California, in Convention at Sacramento July 6th, 7th, and 8th, 1962.

FRANK M. STEPHENS, Department Adjutant

STATE OF CALIFORNIA
GOVERNOR'S ADVISORY COMMISSION ON HOUSING PROBLEMS
STATE BUILDING, ROOM 1091
SAN FRANCISCO, January 25, 1963

Senator Hugh M. Burns
Capitol Building
Sacramento, California

DEAR SENATOR BURNS: Enclosed you will find the Report on Housing in California prepared by this commission pursuant to Chapter 1242 of the Statutes of 1961.

Shortly you will receive a shorter illustrated summary of this report and also a large volume containing the background papers to this report.

If you desire more copies of this report or copies of the report summary for your constituents, please let us know.

Very truly yours,

GERALD N. HILL, Executive Director

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Collier:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 28, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 96—An act to amend Section 23610 of the Vehicle Code, relating to compressed airbrake safety devices, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR COLLIER

Request read, and referred to Committee on Rules.

MOTION TO APPROVE JOURNALS

Senator Short moved that the Journals for Monday, January 21st; Tuesday, January 22nd; Wednesday, January 23rd; and Thursday, January, 24th, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

MOTION TO PRINT REPORT

Senator Cobey moved that the following letter of transmittal of the Committee on Labor and Welfare be printed in the Journal and that 2,500 additional copies of the report be printed for distribution.

Motion carried.

Letter of Transmittal

SENATE CHAMBER, STATE CAPITOL
SACRAMENTO, CALIFORNIA, January 28, 1963

Hon. Glenn M. Anderson
President of the Senate
Senate Chamber, State Capitol
Sacramento, California

MR. PRESIDENT: Pursuant to Senate Resolution No. 214, read and adopted June 16, 1961, at the Regular Session of the Legislature, and pursuant to Senate Committee on Rules Resolution No. 7, adopted September 15, 1959, the Senate Fact Finding Committee on Labor and Welfare submits the second portion of its fact finding report on California's farm labor problems.

The committee wishes to gratefully acknowledge the invaluable assistance rendered by the many agencies, groups, and individuals who have, through their testimony and by submitting material at the committee's request, contributed immeasurably to both Part I and Part II. Above all, however, we express our gratitude to the many working agricultural people—farmers and hired farm laborers—for their aid. For it is the individual farm worker, employer and employee both, whose economic and social well-being is most immediately affected, about whose future we hold the ultimate concern.

Respectfully submitted,

JAMES A. COBEY, Chairman
VERNON L. STURGEON, Vice Chairman

JOSEPH A. RATTIGAN
(with reservations*)
ALBERT S. RODDA
(with reservations**)

JOHN F. THOMPSON
ALVIN C. WEINGAND

I find myself not in accord with many conclusions and recommendations of the report, and therefore respectfully dissent.

STANFORD C. SHAW

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, January 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 1—In honor of the memory of the Honorable Paul L. Byrne;

Senate Concurrent Resolution No. 8—Approving amendments to the Charter of the County of Sacramento, State of California, ratified by the qualified electors of the county at a special election held therein on the sixth day of November, 1962;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the 28th day of January, 1963, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, January 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1—An act to amend Sections 26 and 27 of the Orange County Water District Act (Chapter 921, Statutes of 1933), relating to the Orange County Water District, and declaring the urgency thereof, to take effect immediately; And reports that the same has been correctly enrolled, and presented to the Governor on the 28th day of January, 1963, at 3 p.m.

BURNS, Chairman

CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS

By Senator Regan:

Senate Resolution No. 26

Relating to "The Firehouse" in Sacramento, California

WHEREAS, One of the most interesting of Sacramento's many attractions is "The Firehouse," located at 1112 Second Street; and

WHEREAS, This unique bar and restaurant is found in a building erected in 1853 which served the Sacramento Fire Department for many years as Engine House No. 3; and

WHEREAS, The exterior of this building has been restored to its near original state, and the interior has been refurbished in a style reminiscent of life in the 19th Century; and

WHEREAS, Many authentic items of the past of historic interest are found in "The Firehouse," including, among many others, paintings that once adorned the walls of an old-time dance hall; pillars from an old Victorian mansion in the Delta area; doors, a fireplace and stained glass windows from other early-day Sacramento homes; a rosewood piano that was shipped to California via Cape Horn; vault doors from an old-time banking institution; an old music box from Nevada City, Nevada County; a gueridon statue from New Orleans; and hand-carved statues from Italy; and

WHEREAS, An old circular steel staircase and fire pole connecting the upper and main floors serve as reminders of the day when the building housed one of Sacramento's crack volunteer firefighting units; and

WHEREAS, "The Firehouse" represents a vivid reminder of the colorful past of the State Capitol, and is located in a redevelopment area which is destined to serve as a model for all California communities; now, therefore, be it

Resolved by the Senate of the State of California, That Newton, Carl and Lawrence Cope, who own and operate "The Firehouse," are commended for the service which they have rendered the people of Sacramento and the State-at-large in making available to the general public a structure of such great historic significance; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Newton, Carl and Lawrence Cope.

Resolution read, and unanimously adopted on motion of Senator Regan.

RESOLUTIONS

The following resolutions were offered:

By Senator Lagomarsino:

Senate Resolution No. 38

Relative to faulty home construction in the Conejo Valley area of Ventura County and elsewhere

WHEREAS, At least 400 new homes, located in the Conejo Valley area of Ventura County and elsewhere have been damaged due to the cracking and breaking of concrete foundation slabs; and

WHEREAS, Such cracking and breaking has resulted in extensive structural damage to these homes, including cracks throughout the house, broken water pipes, cabinets pulling away from the walls, twisting of the structure, partition walls pulling away from bearing walls, inability of doors to close, and more; and

WHEREAS, These homes range in value from about \$12,000 to \$15,000 with approximately 300 of them valued at about \$15,000; and

WHEREAS, Estimates of the cost to repair each home are from \$3,000 to \$6,000; and

WHEREAS, Losses to the purchasers of these new homes are estimated at several million dollars; and

WHEREAS, This catastrophic situation is under investigation by the Contractors State License Board and the Division of Real Estate; and

WHEREAS, This problem is of general interest to the State because of its regulation of building contractors, brokerage of real property, subdivisions, and financial institutions lending money for the construction of homes; now, therefore, be it

Resolved by the Senate of the State of California, That the Committee on Rules assign to an appropriate interim committee for study the subject of faulty home construction in the Conejo Valley area of Ventura County and elsewhere; and be it further

Resolved, That such interim committee visit the Conejo Valley area of Ventura County and other areas confronted with similar problems and conduct hearings in such areas; and be it further

Resolved, That the interim committee to which the subject matter of this resolution is assigned shall report its findings to the Legislature not later than the fifth calendar day of the 1964 Budget Session.

Resolution read, and referred to Committee on Rules.

By Senator Rodda:

Senate Resolution No. 39

Relative to Albert N. Knapp

WHEREAS, A faithful servant of the State of California in the person of Albert N. Knapp, Supervisor of the Legislative Bill Room, has recently returned home from the hospital; and

WHEREAS, Albert N. Knapp for a period of 14 years has rendered courteous and efficient service to Members of the Senate and the public generally in performing the important function of supplying the people of the State of California with information relating to pending legislation; now, therefore, be it

Resolved by the Senate of the State of California, That it commend Albert N. Knapp for the faithful service he has rendered and the excellent standing he has attained among all who know him, and that it congratulate him upon the recovery he is making from the illness which necessitated his stay in the hospital, and desires by this resolution to convey the hope that his recovery will be permanent; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to present to Albert N. Knapp a suitably prepared copy of this resolution.

Resolution read, and unanimously adopted on motion of Senator Rodda.

By Senator Burns:

Senate Resolution No. 40

Relative to the Secretary of the Senate

Resolved by the Senate of the State of California, That Joseph A. Beck, Secretary of the Senate, shall, in addition to his other duties, act as the Parliamentarian of the Senate.

Resolution read, and referred to Committee on Rules.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following resolution is indicated by being enclosed within brackets.

By Senator Burns:

Senate Resolution No. 41

Relative to amending the Permanent Standing Rules of the Senate

Resolved by the Senate of the State of California, That the Permanent Standing Rules of the Senate be amended as follows:

First, That Rule 9 be amended to read:

9. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, read all bills, amendments, resolutions, and all papers ordered read by the Senate or the presiding officer.

He shall superintend all printing and clerical work to be done for the Senate and shall have supervision over all attachés and employees of the Senate. He shall assign, reassign or transfer all attachés or employees to their respective duties.

He shall certify to and transmit to the Assembly all bills, joint and concurrent resolutions, constitutional amendments and papers requiring the concurrence of the Assembly, immediately after their passage or adoption by the Senate.

He shall also keep a correct Journal of the proceedings of the Senate, and shall notify the Assembly of the action by the Senate on all matters originating in the Assembly, and requiring action on the part of the Senate.

The Secretary of the Senate shall have custody of all bills, documents, papers and records of the Senate and shall not permit any such bills, records or papers to be taken from the desk or out of his custody by any person, except in the regular course of the business of the Senate.

All employees on the payroll of the Senate are employees of the Senate and not of individual members and they are under the direct control of the *Senate Rules Committee* [Secretary of the Senate]. Any insubordination or inefficiency on the part of any employees shall be reported [by the Secretary] to the Committee on Rules [or if a Committee on Attachés be appointed, then to that committee].

Second, That Rule 9.5 is repealed.

[Expenditures of Secretary]

[9.5. All proposed expenditures by the Secretary of the Senate shall be subject to approval by the Senate Committee on Rules or its authorized representative pursuant to Standing Rule No. 13.1, including expenses for telephone service, telegraph service, supplies, rental of typewriters, illuminating resolutions, traveling expenses and any other incidental expenses in connection with conducting the business of the Senate and performing any duties imposed by law or by the rules or the resolutions of the Senate. Claims for any such expenses and claims for incidental expenses of the Senate heretofore incurred but for which payment has not been provided by any other resolution shall be submitted by the Secretary of the Senate to the Senate Committee on Rules or its authorized representative and such claims, if approved, shall be transmitted to the Controller for payment pursuant to this rule.]

Third, That Rule 10 be amended to read:

10. The Sergeant at Arms shall attend the Senate during all of its sittings, execute the commands of the Senate from time to time, together with all such process issued by authority thereof, as shall be directed to him by the President. The Sergeant at Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation, or otherwise making a noise to the disturbance of the Senate. The actual expenses for the Sergeant at Arms for every arrest, for each day's custody and release, and the traveling expenses for himself and special messenger going and returning shall be paid out of the Contingent Fund, and no other fees shall be paid him beyond his per diem. [It shall also be the duty of the Sergeant at Arms to keep the accounts for pay and mileage of Senators.]

The Sergeant at Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, Journals, Histories and Files, when printed, on the desks of Senators, at least one hour previous to the opening of the session.

Fourth, That Rule 10.6 be amended to read:

10.6. The Controller is hereby authorized and directed to draw his warrants in favor of [the Secretary of the Senate, the Sergeant at Arms, and other] officers and employees who render services to the Senate as certified [weekly] by the Senate Committee on Rules or by its authorized representative, from the fund set aside for the pay of officers and employees of the Senate at the rate of compensation certified by the committee or its representative, and the Treasurer is hereby directed to pay the same.

[The Secretary of the Senate and the Sergeant at Arms shall approve and transmit to the Committee on Rules the claims for their compensation and for the compensation of their respective employees.]

Fifth, That Rule 10.7 be amended to read:

10. After final adjournment expenditures [by the Secretary of the Senate or the Sergeant at Arms] of the Senate for postage, express, freight charges, or other purposes for which cash payments are necessary, shall be paid from funds allocated to the Senate Committee on Rules for such purpose, subject to approval by the Senate Committee on Rules or its authorized representative. The Controller shall draw warrants on the Contingent Fund of the Senate [in favor of the Secretary of the Senate or the Sergeant at Arms] for such expenditures only in the amount authorized by the Senate Committee on Rules or its authorized representative.

[The Secretary of the Senate and the Sergeant at Arms shall file with the] *The* Committee on Rules or its authorized representative *shall file* receipts or vouchers covering all expenditures made for such purposes, which shall be transmitted to the Controller by the committee or its authorized representative.

Sixth, That Rule 12 be amended to read:

12. The standing committees of the Senate, the number of members, and subjects to be referred to each are as follows:

1. Agriculture, 13 members. All bills amending the Agricultural Code and uncodified legislation relating to the same subject.

2. Business and Professions, 9 members. All bills amending the Business and Professions Code and uncodified legislation relating to the same subjects, except bills relating to horse racing or intoxicating liquors.

3. Education, 11 members. All bills amending the Education Code or relating to the University of California and any uncodified legislation relating to either.

4. Elections, 7 members. All bills amending the Elections Code or uncodified legislation relating to the same subject and constitutional amendments, after consideration by committees having jurisdiction of the appropriate subjects, for consideration of any question relating to submission to the voters.

5. Finance, 13 members. All appropriation bills, including the Budget Bill and claim bills but excepting appropriations from the funds of the Senate made by resolution.

6. Fish and Game, 11 members. All bills amending the Fish and Game Code, and uncodified legislation relating to the same subject.

7. Governmental Efficiency, 11 members. All legislation not specifically referred to another committee relating to:

- a. State policy
- b. New state functions
- c. State property
- d. Reorganization
- e. State employees
- f. Horse racing or alcoholic beverages
- g. All judges' salaries

8. Institutions [7] 5 members. All bills relating to the State Department of Mental Hygiene, or to institutions under its jurisdiction including:

- a. State hospitals
- b. Home for the feeble-minded
- c. Inebriate colonies
- d. Institutions for delinquents
- e. Home for the blind
- f. Industrial workshops

g. Any other institutions of a similar nature; and all bills relating to the Youth Authority and to institutions under its jurisdiction.

9. Insurance and Financial Institutions, 9 members. All bills amending the Unemployment Insurance Code, the Insurance Code and Financial Code, all bills relating to the unemployed, all bills relating to workmen's compensation and insurance, and all bills amending the Corporate Securities Act, and any other legislation relating to these subjects.

10. Judiciary, 13 members. All bills amending the following codes:

- a. Civil Code
- b. Code of Civil Procedure
- c. Corporations Code, except for Corporate Securities Act
- d. Probate Code
- e. Penal Code

f. All statutes of a penal nature not related closely to a subject embraced in some other code.

11. Labor, 7 members. All bills amending the Labor Code and uncodified legislation relating to the same subjects except bills and uncodified legislation relating to workmen's compensation and insurance.

12. Local Government, [9] 11 members. All bills relating to:

- a. County government
- b. Municipal corporations
- c. Special assessment and other local districts when not regulated by the provisions of some other code and uncodified legislation on the above subjects.

13. Military and Veterans Affairs, [9] 5 members. All bills amending the Military and Veterans Code and uncodified legislation relating to the same subjects.

14. Natural Resources, 11 members. All bills amending the Public Resources Code and uncodified legislation relating to mines and mining, oil, forestry, parks, and to the public domain.

15. Public Health and Safety, 7 members. All bills amending the Health and Safety Code and uncodified legislation relating to the same subjects.

16. Public Utilities, 7 members. All bills amending the Public Utilities Code and other uncodified legislation relating to the same subject.

17. Revenue and Taxation, 11 members. All bills amending the Revenue and Taxation Code, and other uncodified legislation relating to state and county taxes.

18. Rules, 5 members. All proposed amendments to the Rules, and all resolutions relating to the business of the Senate which are not acted upon without reference to committee.

19. Social Welfare, 7 members. All bills relating to the Department of Social Welfare, aid to the aged, to the blind, to children, to the indigent and to other public assistance.

20. Transportation, 13 members. All bills amending the

a. Vehicle Code

b. Streets and Highways Code

c. Harbors and Navigation Code

d. Uncodified legislation relating to the same subjects or to aviation.

21. Water Resources, 13 members. All bills amending the Water Code, and uncodified legislation relating to the same subject.

The standing committees of any general session shall be the standing committees of succeeding budget, special or extraordinary sessions unless otherwise ordered by the Senate.

Seventh, that Rule 13 be amended to read:

13. The Committee on Rules is charged with the general responsibility for the administrative functioning of the Senate. The committee shall have general charge of the books, documents and other papers and property of the Senate and shall see that the same are properly kept, cared for, filed or otherwise disposed of in accordance with law and the rules applicable thereto. The committee shall also have the duty of making studies and recommendations designed to promote, improve, and expedite the business and procedure of the Senate and of the committees thereof, including investigating committees consisting wholly or in part of Members of the Senate, and of proposing any amendments to the rules deemed necessary to accomplish such purposes.

The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular general session and shall have the same powers and duties as while the Senate is in session. The committee shall have the authority to fill vacancies in any Senate committee or in the Senate membership of any joint committee.

In dealing with any matter within its jurisdiction the committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members.

The committee may make available to any Senate or joint committee or any Member of the Senate such assistance in connection with the duties of the committee or other legislative matters as the personnel under the direction of the committee or its other facilities permit.

The committee shall make available to and shall furnish to the Senate investigating committees created at this regular session and to each of the members thereof such secretarial and stenographic help as may be reasonably necessary for such committees and each of the members thereof to make and carry on the studies and investigations required by or of them by the resolutions creating such committees, and for such purpose, in addition to any other power or authority, the Committee on Rules may employ such additional stenographic and secretarial assistants as may be necessary, assign and reassign such assistants, prescribe the amounts, times and methods of payment of their compensation, and provide for the auditing of any and all records and accounts in respect thereto. *The Committee on Rules shall have general supervision over all clerks, attachés and employees of the Senate and shall have the powers and duties to suspend, discipline or discharge any attachés or employees when necessary.*

The Committee on Rules shall constitute the Committee on Introduction of Bills and shall have charge of engrossment and enrollment of bills, contingent expenses of the Senate and legislative printing except insofar as these functions are delegated to the Secretary of the Senate. [The Senate Committee on Rules shall have charge of the attachés unless a Committee on Attachés is appointed.]

The rooms, passages, and buildings set apart for the use of the Senate shall be under the direction of the Committee on Rules and the committee may assign the press desks in the Senate Chamber to accredited newspaper representatives.

Executive communication of nominations sent by the Governor to the Senate for confirmation shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, without debate.

The Senate Committee on Rules shall, at each general session, appoint a Member of the Senate to serve on the Judicial Council and shall have the authority in the interim between general sessions to fill any vacancy in such position that occurs during such interim.

Eighth, That Rule 13.1 be amended to read:

13.1. All claims for expenses incurred by interim investigating committees of the Senate, *the Secretary of the Senate, and the Sergeant at Arms* shall be approved by the Committee on Rules or its authorized representative, before such claims are presented to the Controller.

All proposed expenditures[, other than expenditures of the funds of an interim investigating committee,], *including furniture, equipment and other property but not including stationery supplies*, shall be approved by the Committee on Rules or its authorized representatives before such expenses are incurred, unless such expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it.

No warrant shall be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with the provisions of this rule.

The Committee on Rules may adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Senate interim investigating committees and regulating the terms and conditions of employment of such employees. Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairman of every such investigating committee.

Ninth, That Rule 13.4 be amended to read:

13.4. The Senate Committee on Rules is authorized and directed, through its authorized representative, to make and maintain a complete inventory of all property of the Senate, including all such property in the possession or control of any Senate interim committee. The Committee on Rules shall have custody and control of all such property of the Senate and shall adopt such rules or orders as it may determine are necessary relating to the purchase, care, custody and use or disposal thereof.

[No furniture, equipment, or other property, other than supplies, shall be purchased by any Senate interim committee unless prior approval is obtained from the Senate Committee on Rules or its authorized representative.]

Tenth, that Rule 18.5 be amended to read:

18.5. All requests for the printing of reports of Senate factfinding committees shall be by resolution.

No resolution for the printing of a report of a Senate factfinding committee shall be considered for adoption until it has been referred to the Committee on Rules. The Committee on Rules shall determine the number of copies needed; and whether or not the report shall be printed in the Journal. In no event shall more than 1,000 copies of any factfinding committee report be authorized by the Committee on Rules on the first printing, exclusive of the Journal copies, if the report is to be printed therein, unless the Committee on Rules finds and determines that there is a special need for that report in greater numbers.

Upon determination by the Committee on Rules that additional copies of a Senate factfinding committee report are required at any time following the first printing of the authorized number of copies, the Committee on Rules may authorize one or more additional printings in the numbers found by it to be necessary and may make funds available therefor.

The State Printer shall hold the type for each Senate factfinding committee report for a period of 90 days from the date of the first printing or for such time as the Committee on Rules deems necessary.

[No Senate factfinding committee report shall contain more than 100 pages, including the front and back cover thereof and any appendix, unless a greater number of pages has been approved and authorized by the Committee on Rules.]

Resolution read, and referred to Committee on Rules.

By Senators Burns, Murdy, Weingand, Backstrand, Way, Petersen, Lagomarsino, Quick, and Christensen:

Senate Resolution No. 42

Relating to congratulating the Council of California Growers

WHEREAS, The Council of California Growers was established by the farmers of this State in 1960 for the purpose of creating a better understanding between the farm and nonfarm people; and

WHEREAS, The Council of California Growers has approached this task of telling the true story of California agriculture to the general public through the extensive use of news stories, regular newspaper, radio and television feature stories, billboards, advertisements and many public appearances by leading farmers before audiences of city people; and

WHEREAS, The Council of California Growers has recently produced and made public a 28-minute color film narrated by Joel McCrea entitled "Horizon"; and

WHEREAS, This film was produced by the Council as a public service informational and educational undertaking, designed to clear up many misconceptions which a recent public opinion and legislative survey revealed exists concerning California agriculture; and

WHEREAS, This motion picture has been endorsed and praised by Director of Agriculture Charles Paul and by the California State Board of Agriculture; and

WHEREAS, This film will serve as an excellent media to provide new generations of our citizens with factual information about agriculture and help these young people to better understand the interdependence between urban and rural industries; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate congratulate and commend the Council of California Growers for having produced this excellent film revealing the facts concerning the importance of agriculture to the State of California; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Mr. Keith Mets, President, Council of California Growers and to Mr. Joel McCrea.

Resolution read, and referred to Committee on Rules.

Assistant Secretary Brian D. Flynn at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 263: By Senators Lagomarsino, McCarthy, Schrade, Murdy, Way, Stiern, Nisbet, Weingand, and Sturgeon—An act to amend Section 188 of the Streets and Highways Code, relating to highway funds.

Referred to Committee on Transportation.

Senate Bill No. 264: By Senator Cobey (At request of Franchise Tax Board)—An act to amend Sections 23701a, 24273.5, 24352, 25401 and 25551 of, to add Sections 24352.5, 24437 and 24680 to, to add Article 2.5 (commencing with Section 24411) to Chapter 7 of Part 11 of Division 2 of, and to repeal Sections 24404, 24405, and 24406 of, the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 265: By Senator Cobey (At request of Franchise Tax Board)—An act to amend Section 24834 of the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 266: By Senator Cobey (At request of Franchise Tax Board)—An act to amend Sections 23334, 23571, 23701c, 24271, 24302, 24422, 25551 and 25731 of, to add Section 24622 to, and to repeal Section 24492 of, the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 267: By Senator Cobey (At request of Franchise Tax Board)—An act to amend and renumber Sections 24406, 24407 and 24408 of, and to amend Sections 24611, 25432 and 25963 of, the Revenue and Taxation Code, relating to the taxation of banks, corporations, and Massachusetts trusts.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 268: By Senator Cobey (At request of Franchise Tax Board)—An act to amend Sections 17053, 17117.5, 17150, 17202, 17209, 17265, 17512, 17686, 17687, 17913, 18244, and 18248 of, and to add Sections 17120, 17121, 17122, 17210, 17216.2, 17296, 17416 and 18211 to the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 269: By Senator Cobey (At request of Franchise Tax Board)—An act to amend Section 17688 of the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 270: By Senator Cobey (At request of Franchise Tax Board)—An act to amend Sections 17283, 17674, 17854, 18410.6 and 19281 of the Revenue and Taxation Code, relating to personal income taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 271: By Senator Cobey (At request of Franchise Tax Board)—An act to amend Sections 17253, 17505, 17835, and 17852 of, to amend the title of Article 1 (commencing with Section 17631) of Chapter 7 of Part 10 of Division 2 of, and to repeal Chapter 25 (consisting of Section 19500), of Part 10 of, Division 2 of, the Revenue and Taxation Code, relating to personal income taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 272: By Senator Geddes (Coauthor: Assemblyman Young)—An act to add Section 27456 to the Education Code, relating to dissolution of boards of library trustees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 273: By Senator Christensen—An act to add Section 5016.5 to the Public Resources Code, relating to state-owned beach and park lands.

Referred to Committee on Natural Resources.

Senate Bill No. 274: By Senators Christensen and Dolwig—An act to add Section 5016.5 to the Public Resources Code, relating to state-owned beach and park lands.

Referred to Committee on Natural Resources.

Senate Bill No. 275: By Senator Christensen—An act to add Section 5016.5 to the Public Resources Code, relating to state-owned beach and park lands.

Referred to Committee on Natural Resources.

Senate Bill No. 276: By Senator Collier (At request of California Highway Patrol)—An act to add Article 4 (commencing with Section 26520) to Chapter 3 of Division 12 of the Vehicle Code, relating to vacuum brakes on vehicles.

Referred to Committee on Transportation.

Senate Bill No. 277: By Senator Collier (At request of Department of California Highway Patrol)—An act to add Sections 108 and 26458 to, and to amend Section 26503 of, and repeal Section 26500 of, the Vehicle Code, relating to air brakes.

Referred to Committee on Transportation.

Senate Bill No. 278: By Senator Collier (At the request of the California Highway Patrol)—An act to amend Sections 26304, 26450 and 26451 of, and to add Section 26311 to, the Vehicle Code, relating to brakes on vehicles.

Referred to Committee on Transportation.

Senate Bill No. 279: By Senator Collier (At the request of the California Highway Patrol)—An act to amend Sections 2251, 8153, 8163, 9261, 12505, 16376, 21359, 22359, 22361, 34011, 35104, 35411, and 35415 of the Vehicle Code, and to amend Section 12155 of the Insurance Code, and to repeal Section 1696.3 of the Labor Code, relating to vehicles, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Senate Bill No. 280: By Senator Backstrand (Coauthor: Assemblyman Cologne)—An act to repeal Section 4.2 and to amend Section 33 of the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts.

Referred to Committee on Local Government.

Senate Bill No. 281: By Senator Burns—An act to amend Section 69583 of the Government Code, relating to the number of superior court judges in Fresno County.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 282: By Senator Burns—An act to add Section 9357.6 to the Government Code, relating to the Legislator's Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 283: By Senators Collier and Backstrand—An act to amend Section 280 of the Vehicle Code, relating to darkness.

Referred to Committee on Transportation.

Senate Bill No. 284: By Senator Burns (Coauthor: Assemblyman Zenovich)—An act to add Section 35116.1 to the Government Code, relating to annexation of territory to cities.

Referred to Committee on Local Government.

Senate Bill No. 285: By Senator Grunsky—An act to add Section 1481.5 to the Education Code, relating to school district organization.

Referred to Committee on Local Government.

Senate Bill No. 286: By Senator Grunsky—An act to add Section 1624 to the Education Code, relating to public school districts.

Referred to Committee on Education.

Senate Bill No. 287: By Senator Grunsky—An act to amend Section 13197 of the Education Code and Section 1 of Chapter 848 of the Statutes of 1961, relating to the certification of school personnel, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 288: By Senator Lagomarsino (Coauthor: Assemblyman Henson)—An act to add Section 23501.5 to the Education Code, relating to California State Colleges.

Referred to Committee on Education.

Senate Bill No. 289: By Senator Collier—An act to add Section 61102.5 to the Government Code, relating to community services districts.

Referred to Committee on Local Government.

Senate Constitutional Amendment No. 5: By Senator Lagomarsino (Coauthor Assemblyman Henson)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 14 of Article I, relating to eminent domain.

Referred to Committee on Judiciary.

ADJOURNMENT

At 3.30 p.m., on motion of Senator Nisbet, the President declared the Senate adjourned until 11 a.m., Tuesday, January 29, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FOURTEENTH LEGISLATIVE DAY

SEVENTEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, January 29, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, Weingand, and Williams—35.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord God Almighty, who hast safely brought us to the beginning of this day, defend us in the same by Thy mighty power, that this day we may not succumb to any temptation, but that all our words may so proceed, and all our thoughts and actions may be so directed as to do always that which is just in Thy sight. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Sturgeon, on motion of Senator Nisbet, on legislative business.

Senator Begovich, on motion of Senator Quick, due to illness.

Senator Rattigan, on motion of Senator Rodda, on legislative business.

Senator McAteer, on motion of Senator Sedgwick, on legislative business.

Senator Miller, on motion of Senator McCarthy, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Byron Denholm of Fallbrook; Dr. Jack Vanderlip of Escondido; Mr. Wade Orchard of Napa; Mr. Leo Goulet of Coronado; Mr. and Mrs. August Krutzsch of San Diego; and Mrs. James Pike, sister of Assemblyman Ashcraft.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Carol Posz of Sacramento.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Dave Graf and Mr. Sam Barrett, both of Sacramento.

On request of Senators Dolwig and Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Carolyn Woodward and Mr. Robert Woodward, both of Palo Alto.

On request of Senators Farr and Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Hawaiian delegates to California Young Farmers Convention: Mr. Henry Nihei, Mr. James Shishido, Mr. Toshimi Shirokane, Mr. Stanley Shiroma and Mr. Douglas Sakamoto. Also to Mr. Tom Crane and Mr. Cliff Orr of Santa Rosa.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Grayton, Sonoma County, Oak Grove School: *Adults*—Mesdames Blessman, Fellers, Lamb, Nahmens, and Ehrenpfort; Messrs. Norton, Rose, and Smith; *Students*—Paul Coté, Doug Norton, Randy Okamoto, Craig Williams, Armondo Gomez, Arthur Luna, John Barrow, Lesley Heck, Darlene James, Patti McConville, Marlene Morelock, Chareise Rogers, Carolyn Shook, Cathy Atchley, Patsy Baker, Helen Blessman, Mike Brown, Raymond Burkett, Jim Conrad, Wilma Durant, Mike Fellers, Jackie Flemmings, Robert George, Marguerite Guerrero, Morey Kueich, Sue Lamb, Elmer Matkins, Karen Nahmens, Sandra Neely, James Orr, Mary Paul, Danny Romero, Larry Romero, Lewis Sievers, Walter Smith, Chris Solloun, Beatrice Tacla, Mike Vega, Hilda Vera, Jeff Wagner, Jerry Wallace, Steve Warn, Gene Webb, Sharon Worthington, Julie Young.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Carquinez School of Crockett: *Adults*—Art Fancucci, Mr. J. W. Colello (in charge), Mr. Klingman; Mesdames Gambaro, Sweet, Miller, Roy, and Patrignani; *students*—Alan Airoldi, Dominick Angelo, Edward Ashby, Stephen Ball, Mike Bollig, Jim Boucke, Alan Brasesco, Larry Cataldi, John Chemyez, Henry Dowrelio, Ronald Harris, Dennis Hoover, Tom Hunt, Steve Kleppe, Sidney Klawitter, Mike Koechevar, David Long, Eugene Marquis, Ken McEntorffer, Albert Moreno, Danny Reza, Robert Roy, Russell Santos, Mike Simmons, Mike Smith, Jack Stillinger, David Trester, David Wentworth, Lois Contestable, Shirley Denning, Melinda Drew, Marcella Diaz, Kathy Gambaro, Shiela Hallissy, Chris Hoekstra, Marjorie Klawitter, Diane Lawson, Sharon Lewis, Judy Long, Adrienne Miller, Brenda Moniz, Margaret Paoli, Kathleen Patrignani, Margaret Paxton, Janice Peters, Chris Reza, Joan Sweet, Charise Thompson, Karen Welty, and Carol Zachary.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests on Monday, January 28th: Isam Qubain, Jordan; Ling Ling Chiang, Indonesia; George Vezmar, Yugoslavia, Reiko Fujiyama, Japan; and Barbara Chambers.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, January 29, 1963

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 40

Senate Resolution No. 41

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Revenue and Taxation

SENATE CHAMBER, January 29, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 34

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Finance.

GRUNSKY, Chairman

Above reported bill re-referred to Committee on Finance.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 15 of the Constitution was presented:

By Senator Quick:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 29, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 15, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of reading more than one time in the same day a bill, the number and title of which is as follows:

Senate Bill No. 324—An act authorizing the Director of Agriculture to adopt emergency regulations relating to lettuce, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR QUICK

Request read, and referred to Committee on Rules.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Quick:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 29, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 324—An act authorizing the Director of Agriculture to adopt emergency regulations relating to lettuce and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR QUICK

Request read, and referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Senator McAteer:

Senate Resolution No. 43
Relating to Curley Grieve

WHEREAS, The Sports Editor and Columnist for the *San Francisco Examiner*, Mr. Curley Grieve, will be honored at the Sheraton-Palace Hotel on Tuesday, January 29, 1963; and

WHEREAS, Curley Grieve is one of the Nation's foremost sports columnists and is a man admired by everyone, not only in the sports field but by many celebrities and laymen from all over the United States; and

WHEREAS, As Sports Editor of the *San Francisco Examiner* for the past 32 years, Curley Grieve has been active in every major endeavor in the sports field, including being instrumental in bringing the Winter Olympics to Squaw Valley and in being one of the first to be active in bringing major league baseball by way of the San Francisco Giants to San Francisco; and

WHEREAS, This testimonial will be for one of the most deserving writers in the sports field who is not only an excellent columnist but also a devoted husband, a wonderful father and a worthy citizen; now, therefore, be it

Resolved by the Senate of the State of California, That the Legislature wishes to join in the sincere commendation of Mr. Curley Grieve and to honor his many years of service to his community and to wish him all future success and happiness; and be it further

Resolved, that the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Mr. Curley Grieve.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Senate Resolution No. 43, at this time, for consideration.

CONSIDERATION OF SENATE RESOLUTION NO. 43

Resolution read, and presented by Senator Burns.

Resolution unanimously adopted on motion of Senator Burns.

Assistant Secretary Gary Posz at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 290: By Senator Bradley—An act to add Chapter 7 (commencing with Section 5600) to Division 6 of Title 1 of the Government Code, and to amend Sections 43622 and 29914 of the Government Code, Section 21806 of the Education Code, Sections 25207, 36194, 36349 and 55524 of the Water Code, Sections 4789, 6645 and 32306 of the Health and Safety Code, Section 35406 of the Streets and Highways Code, Sections 13242 and 17004 of the Public Utilities Code, Section 5784.26 of the Public Resources Code and Section 7 of the Los Angeles County Flood Control Act, relating to the denominations of bonds and other evidences of indebtedness of public bodies.

Referred to Committee on Local Government.

Senate Bill No. 291: By Senator Bradley—An act to add Section 5007 to the Government Code, relating to the registration of bonds of public bodies.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 292: By Senator Bradley—An act to amend Section 7604 of the Education Code, relating to course of study in elementary schools.

Referred to Committee on Education.

Senate Bill No. 293: By Senator Bradley—An act to add Section 158.5 to the Business and Professions Code, relating to the refund of license fees.

Referred to Committee on Business and Professions.

Senate Bill No. 294: By Senator Pittman—An act to amend Section 28126 of the Government Code, relating to compensation for public service in counties of the 26th class.

Referred to Committee on Local Government.

Senate Bill No. 295: By Senator Rattigan—An act to add Section 7031.5 to the Business and Professions Code, and to amend Section 3800 of the Labor Code, relating to contractors.

Referred to Committee on Business and Professions.

Senate Bill No. 296: By Senators O'Sullivan, Teale, Christensen, Rodda, Arnold, and Miller—An act to amend Section 115 of the Revenue and Taxation Code, relating to the definition of an interest in property.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 297: By Senators O'Sullivan and Cobey—An act to amend Section 24916 of, and to add Part 11.5 (commencing with Section 27000) to Division 2 of, the Revenue and Taxation Code, relating to the taxation of small business corporations, to take effect immediately, tax levy.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 298: By Senator Rees (At request of State Lands Commission)—An act to add Section 6815.1 to the Public Resources Code, relating to oil and gas.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 299: By Senator Rees—An act to repeal Section 161 of the Revenue and Taxation Code, relating to legal publications.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 300: By Senator Rees—An act to add Section 202.7 to the Revenue and Taxation Code, relating to exemption of personal property used for professional libraries.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 301: By Senator Rees—An act to amend Sections 888, 898, 904, 908 and 908.1 of, and to add Section 888.2 to, the Penal Code, relating to the number of members of grand juries.

Referred to Committee on Judiciary.

Senate Bill No. 302: By Senator Christensen—An act to amend Section 12880 of the Water Code, relating to local water projects.

Referred to Committee on Water Resources.

Senate Bill No. 303: By Senators Christensen and Collier—An act to add Section 594 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 304: By Senator Cobey (At request of Secretary of State)—An act to add Section 16481 to the Government Code, and to add Section 15412 to the Elections Code, relating to the tabulation of votes.

Referred to Committee on Elections.

Senate Bill No. 305: By Senator Cobey (At request of Department of Agriculture)—An act to amend Section 1263 of the Agricultural Code, relating to produce dealers, to take effect immediately.

Referred to Committee on Agriculture.

Senate Bill No. 306: By Senator Cobey (At request of Department of Agriculture)—An act to amend Sections 1261, 1262, 1263, 1264, 1268, 1269, 1271 and 1272 of, and to add Section 1263.5 to, the Agricultural Code, relating to produce dealers.

Referred to Committee on Agriculture.

Senate Bill No. 307: By Senator Cobey (At request of Department of Agriculture)—An act to amend Section 1300.1 of the Agricultural Code, relating to processors of farm products, to take effect immediately.

Referred to Committee on Agriculture.

Senate Bill No. 308: By Senator Cobey (At request of Department of Agriculture)—An act to amend Sections 1299.18, 1299.19, and 1300.1 of the Agricultural Code, relating to processors of farm products.

Referred to Committee on Agriculture.

Senate Bill No. 309: By Senator Arnold (At request of Department of Corrections)—An act to amend Section 5088 of the Penal Code, relating to the Correctional Industries Commission.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 310: By Senator Arnold (At request of Department of Corrections)—An act to amend Section 2700 of the Penal Code, relating to labor of prisoners.

Referred to Committee on Institutions.

Senate Bill No. 311: By Senator Arnold (At request of Department of Corrections)—An act to amend Section 5091 of the Penal Code, relating to prison production.

Referred to Committee on Institutions.

Senate Bill No. 312: By Senator Arnold (At request of Department of Youth Authority)—An act to add Section 1742 to the Welfare and Institutions Code, relating to commitment to the Youth Authority.

Referred to Committee on Judiciary.

Senate Bill No. 313: By Senator Arnold (At request of Department of Youth Authority)—An act to amend Sections 1769, 1770, and 1771 of, and to add Article 6 (commencing with Section 1800) to Chapter 1, Division 2.5 of, the Welfare and Institutions Code, relating to persons committed to the Youth Authority.

Referred to Committee on Judiciary.

Senate Bill No. 314: By Senator Arnold (Coauthor: Assemblywoman Davis)—An act to add Section 4305 to the Fish and Game Code, relating to deer.

Referred to Committee on Fish and Game.

Senate Bill No. 315: By Senator Short (At request of Department of Agriculture)—An act to amend Section 12608 of the Business and Professions Code, relating to containers.

Referred to Committee on Business and Professions.

Senate Bill No. 316: By Senator Short (At request of Department of Agriculture)—An act to amend Section 12609 of the Business and Professions Code, relating to containers.

Referred to Committee on Business and Professions.

Senate Bill No. 317: By Senator Short (At request of Board of Corrections)—An act to amend Sections 4501, 4501.5, 4502 and 4503 of, and to add Section 4504 to, the Penal Code, relating to offenses of prisoners.

Referred to Committee on Judiciary.

Senate Bill No. 318: By Senators Geddes, Collier, Rees, Symons, Weingand, Petersen, Rattigan, and Backstrand—An act to add Section 41105 to the Vehicle Code, relating to responsibility for littering from vehicles.

Referred to Committee on Transportation.

Senate Bill No. 319: By Senator Holmdahl—An act to amend Section 73075 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 320: By Senator Schrade—An act to amend Section 8341 of the Fish and Game Code, relating to importation of clams.

Referred to Committee on Fish and Game.

Senate Bill No. 321: By Senator Rodda—An act to repeal Section 909 of the Streets and Highways Code, relating to highway construction.

Referred to Committee on Transportation.

Senate Bill No. 322: By Senator Rodda (Coauthor: Assemblyman Porter)—An act to amend Section 13601 of, to repeal Section 13602 of, and to add Section 13602 to, the Education Code, relating to salary of school personnel.

Referred to Committee on Local Government.

Senate Bill No. 323: By Senators Geddes, Collier, Rodda, Symons, Weingand, Petersen, Rattigan, and Backstrand—An act to amend Section 42001 of, and to add Section 42001.5 to, the Vehicle Code, relating to fines and penalties.

Referred to Committee on Transportation.

Senate Bill No. 324: By Senator Quick—An act to authorize the Director of Agriculture to adopt emergency regulations relating to lettuce, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Agriculture.

Senate Bill No. 325: By Senator Rees—An act to amend and renumber Section 27156 of, and to add Section 27156 and Chapter 5 (commencing with Section 1190) to Division 5 of the Vehicle Code, relating to motor vehicle pollution control devices.

Referred to Committee on Transportation.

Senate Bill No. 326: By Senator Murdy—An act to amend Section 69591 of the Government Code, relating to the number of judges of the Orange County Superior Court.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 327: By Senator Sedgwick (Coauthor: Assemblyman Lunardi)—An act authorizing a grant to the Browns Valley Irrigation District for recreation in connection with the Virginia Ranch Dam Project, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 328: By Senator Bradley—An act to amend Section 74551 of the Government Code, relating to the San Jose-Alviso Judicial District.

Referred to Committee on Local Government.

Senate Bill No. 329: By Senators Weingand and Lagomarsino—An act to add Section 5866 to the Public Resources Code, relating to small craft harbors.

Referred to Committee on Natural Resources.

Senate Bill No. 330: By Senator Lagomarsino—An act to add Section 12426 to the Government Code, relating to state hospital employee annuities.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 331: By Senator Burns (Coauthor: Assemblyman Garrigus)—An act to repeal Section 3 of Chapter 1347, Statutes of 1961, relating to unfair trade practices.

Referred to Committee on Business and Professions.

ADJOURNMENT

At 11.35 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Wednesday, January 30, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTEENTH LEGISLATIVE DAY

EIGHTEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, January 30, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

By invitation of the President, prayer was offered by Reverend Father Eugene G. Lucas of Our Lady of Guadalupe of Sacramento:

Rain and snow have come to our thirsty valleys and naked mountains. Thank You, Lord. Continue to shower Your favors on us and especially upon the Members of this Senate so that the good seeds of legislation that have been sown and will be sown, may bud forth into fruitful laws so that we may have more abundant life. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Begovich, on motion of Senator Quick, due to illness.

Senator Short, on motion of Senator Petersen, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. H. Figroid and Mr. J. Mazzola, both of San Francisco.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. LeRoy Spitz and Terrie, and Mrs. Richard Kinney and Michael, all of San Jose.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Ernie Caddel of Roseville.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. William Kortum of Cotati.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. C. Jacobsen of Tehachapi.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles Carmellee of San Rafael.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Nick Lask of Lancaster, Los Angeles County.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Esther Bauman of Riverside.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lou Gaebe of Sacramento, Mrs. Dorothy Lipp of Sacramento, and Mr. John Hayes of Nevada City.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harold G. Hess and Mr. Robert L. Straughan, both of Oxnard.

On request of Senators Cobey and McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following advisors and honor students of the Dominican Convent of San Rafael: Sister Mary Thomasine, Advisor for the Dominican Chapter of the National Honor Society; and Sister Mary Jeremy, Advisor for the Dominican Chapter of the California Scholarship Federation. Senior students—Maria Fasal, Carmen Goodyear (Saudi Arabia), Anne Paulson, Sue Ragghianti, Margaret Richards (Philippine Islands), and Sandra Schmitz. Junior students—Elizabeth Bowe (Colorado), Roberta Burch, Nancy Cox, Kathleen Duffey, Elizabeth Fischer (Guatemala City, Central America), Patricia Lyons, Jill Jacombe (Arizona), Helene Cirelli, Valerie Langdon, Kathleen Weitzel, Barbara Packer, Ilona Marshall, Matilda Muller, and Hope Cobey. Sophomore students—Janet Stewart, Sheila Riley, Lynn Schmitz, Katherine Walker, Mary Cwalina, Lindsay Merryman, Kathleen Pasqueletti, Elaine Thomas, Laurretta Del Curto, Susan McCarthy, Caroline Beard, and Marilyn Taylor. Freshmen students—Barbara McLaughlin, and Elizabeth Byrne (Oregon).

COMMUNICATIONS

The following communications were received and read, and on motion of Senator Burns, ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE
OFFICE OF ADMINISTRATIVE PROCEDURE
SACRAMENTO 14, January 25, 1963

Hon. Hugh M. Burns
President pro Tempore of the Senate
State Capitol
Sacramento 14, California

DEAR SENATOR: Pursuant to the provisions of Section 11370.5 of the Administrative Procedure Act (Government Code), we are pleased to send you 50 copies of the 9th Biennial Report of the Office of Administrative Procedure.

May I ask that they are properly distributed to each Member of the Senate.

Very truly yours,

JOHN G. CLARKSON, Presiding Officer

Enc.—50

Letter of transmittal ordered printed in the Journal, and report filed with the Secretary of the Senate.

LETTER OF TRANSMITTAL

SACRAMENTO, January 29, 1963

Hon. Hugh M. Burns
President pro Tempore of the Senate
Hon. Jesse M. Unruh
Speaker of the Assembly

Pursuant to Division 5, Part 1, Chapter 2, Article 1.3, Section 3211 of the Welfare and Institutions Code, the Coordinating Council on State Programs for the Blind herewith submits to the Legislature its 11th annual report covering the period from January 1, 1962 to December 31, 1962.

We believe the work of the council has furthered the principle contained in the statute creating the council; namely, provide for the co-ordination of the functions and programs of the various state departments insofar as such functions and programs affect the blind.

We trust this report will be of assistance to the Legislature.

Respectfully submitted,

COORDINATING COUNCIL ON STATE PROGRAMS
FOR THE BLIND

MALCOLM H. MERRILL, M.D., Director
State Department of Public Health
MAX RAFFERTY, Director
State Department of Education
JOHN M. WEDEMEYER, Director
State Department of Social Welfare

Membership, Organization, and Functions of the Council

During the 12-month period covered by this report, January 1, 1962 to December 31, 1962, the Council members were:

MALCOLM H. MERRILL, M.D., Director, State Department of Public Health
ROY E. SIMPSON, Director, State Department of Education
JOHN M. WEDEMEYER, Director, State Department of Social Welfare

The council met four times during the year to further the co-ordination of State programs for the blind. The chairmanship rotated among its members, and as in previous years the Coordinating Committee on State Services for the Blind served as a working committee, reporting to the council at these quarterly meetings. The committee membership was as follows:

Department of Education

Ellen Brennan, Supervising Home Teacher-Counselor of the Adult Blind
Francis W. Doyle, Deputy Superintendent; Chief, Division of Special Schools and Services
Allen G. Jenkins, Administrator, Orientation Center for the Blind
Berthold Lowenfeld, Superintendent, California School for the Blind
Andrew Marrin, Chief, Vocational Rehabilitation Service

Dorothy L. Misbach, Consultant in Education of the Visually Handicapped
 S. W. Patterson, Assistant Chief, Division of Special Schools and Services
 Anthony E. Septinelli, Vocational Rehabilitation Service
 Virginia S. Simpson, Blind Section Librarian
 Charles W. Watson, Chief, Bureau of Special Education

Department of Public Health

William D. Simmons, Supervisor, Prevention of Blindness Program

Department of Social Welfare

Lillian McClure, Assistant to the Chief, Division for the Blind
 Perry Sundquist, Chief, Division for the Blind

Major Items Considered by Coordinating Council

In the 1962 report to the Legislature the council listed, among major needs for the future, provision of a central clearinghouse and depository for equipment, apparatus, and specialized study materials essential to the efficient and economic functioning of programs for the visually handicapped. The report went on to point out that the importance of this program would increase as the wave of young blind children (retrolental fibroplasia) entered high school where there are no state-adopted text books. The Coordinating Committee has given consideration to this matter for the council over the past year. As a result the council reports:

1. There are approximately 2,100 visually handicapped pupils enrolled in the public schools of California of which 1,400 are blind under the legal definition.
2. The education of these blind and partially seeing pupils involves not only special methods of instruction but a wide variety of specialized items including:
 - a. Braille textbooks, supplementary books, reference books, dictionaries, magazines, pamphlets, bulletins.
 - b. Large print textbooks, supplementary books, reference books, dictionaries, magazines, pamphlets, bulletins.
 - c. Sound recorded study materials including books, magazines; and talking book machines as well as the necessary recording and playback equipment.
 - d. Raised maps and globes, and tangible apparatus for teaching mathematical and physical concepts.
 - e. Braille writing slates and stylii, Braille writing machines, and large print typewriters.
 - f. Magnifying devices and equipment.
3. Making specialized items available to pupils enrolled in special education programs in California has never been standardized, centralized, and co-ordinated. A number of public and private agencies and organizations are engaged in providing items essential to the education of visually handicapped pupils.
4. The authority and financial support for providing specialized items varies widely. It includes private support, voluntary agency, state and federal programs. There is duplication in providing some items and failure to provide other items for pupils at different times in different parts of the State. To prevent duplication and gaps in providing specialized and expensive materials and equipment to visually handicapped pupils and to make provision for cataloging, housing, distribution, and repairing materials and apparatus requires some immediate plan. A statewide unit should be given the responsibility, authority, and financial support essential to do this job.

Therefore, the council takes this opportunity to direct the attention of the Legislature to the critical need for a central clearinghouse and depository for specialized items essential to the education of visually handicapped pupils enrolled in the public schools of California. The proposal to establish such a statewide unit within the Department of Education and the necessary budget for this starting with the 1963 fiscal year is strongly endorsed.

Review of Departmental Programs

I. Education Programs for the Visually Handicapped

A. *Field Services for Blind Preschool Children and Their Parents in Southern California.*

At the year's end, 84 children were served by two visiting teachers, Field Service for Preschool Blind Children. Both teachers were located in Los Angeles and divided the Southern California area between them. Of the 84 children, only 9 (11 percent) are blind as a result of retrolental fibroplasia while 89 percent are blind from other causes. This is a marked reversal from the peak years (1950-53) of retrolental fibroplasia when it caused almost 75 percent of the blindness among preschool age children.

The most important causes of blindness in a known group of preschool children are optic atrophy—17 children (20 percent); congenital cataracts—16 children (19 percent); retinoblastoma—8 children (9.5 percent); brain damage—8 children (9.5 percent); glaucoma—7 children (8 percent); various other causes—13 children (16 percent). Remarkable in these statistics is the comparatively large number of retinoblastoma cases (malignant tumor of the retina). This increase may be due to a greater rate of survival of children after removal of the affected eye or eyes.

B. *California School for the Blind*

The California School for the Blind provides education for blind, partially blind, and deaf-blind children from kindergarten through high school. It functions under the Division of Special Schools and Services of the State Department of Education as a part of the public school system of the State. The school aims to assist blind children in gaining a knowledge of the realities around them, to instill in them the confidence to cope with these realities, and to give them the feeling that they are recognized as individuals in their own right. It is the school's policy to have all senior high school students (10th through 12th grades) attend public high schools in Berkeley or Oakland, while they receive reader's service, guidance, tutoring, and room and board at the California School for the Blind. This arrangement is designed so that students can gradually adjust to working, associating, and competing with their seeing peers.

At the end of the 1961-62 school year, 20 students left the school. Of these 3 graduated, 13 went to public school programs for visually handicapped children in their home communities, 2 finished their education, and 2 moved out of the State.

In September 1962, 136 students returned to the school and 16 were newly admitted. Thirteen more pupils were admitted later on, while 4 others were released, which resulted in an enrollment of 161 on December 31, 1962.

The three students who graduated in June 1962 were an outstanding group. They had attended the California School for the Blind through the 9th grade and were enrolled at Oakland Technical High School for their 10th, 11th, and 12th grades. At the end of their studies they took college entrance examinations and all three were successful in being admitted to the colleges of their choice: Stanford University, University of California, and San Francisco State College. They presented a scroll to the California School for the Blind bearing the following text:

"To: Doctor Berthold Lowenfeld
From: 'Three Wise Guys'
Subject: Our Years at California School for the Blind

"Dr. Lowenfeld, you and your staff have watched us grow from the time we first arrived at the school. Our first hesitant moves toward self-sufficiency were guided by you. Our problems were handled with understanding, kindness and directed discipline. Our hopes were nurtured, our ambitions fostered to the extent that we would eventually be able to take part in all phases of communal life. From study to sports to artistic development—these have been brought to us through your supervision and directed by your staff. We are leaving after all those years.

"It is difficult to look back and see us as we were. It is with humility that we look forward to furthering our education at Stanford, California and San Francisco State.

"To you, Doctor Lowenfeld, to your staff and to all those who so ably assisted us, we pledge a continuity of our efforts that brought us to graduation from high school and our entrance in the college of our choice. Forgive our last juvenile touch, but don't forget your 'three wise guys.'"

/s/ JOHN KAVANAUGH
/s/ CHUCK LUNKLEY
/s/ CARLOS ORTIZ

C. *Visually Handicapped Children in Public Schools*

The service of one consultant is made available to school districts and to offices of the county superintendents of schools maintaining programs for blind and partially seeing students. The mandatory annual registration of legally blind students enrolled in public schools according to Public Law 922, the act "To Promote the Education of the Blind," became effective in 1957. The following figures indicate the annual increase in the numbers of legally blind students enrolled in public schools from January, 1957 to January, 1962:

Year	1957	1958	1959	1960	1961	1962
Blind Pupils ----	615	800	956	1154	1382	1432

Of the 1432 legally blind students registered in 1962, 689 use braille, 666 use large print, and 77 use both braille and large print.

In recent years the majority of programs for blind and partially seeing students have been initiated on a supplemental basis in which visually handicapped students enrolled in regular classes have available the supplemental services of resource or itinerant teachers. Seventy district or county operated special programs staffed with 185 special teachers served 1,760 visually handicapped pupils. Of the 1,760 visually handicapped students 525 registered as legally blind and 518 registered as partially seeing used large print making a total of 1,043 students functioning as partially seeing. Two educational counselors through a total of 416 visits continued to bring a direct service to 285 visually handicapped students in communities where special programs have not been established. Through their encouragement new programs were initiated in five communities.

The responsibility assumed by the Department of Education in the production, distribution, and recall of braille and large print basic textbooks for grades one through eight made it possible for public schools to maintain learning opportunities for visually handicapped students equal to that of their seeing peers. Volunteer and paid transcribers continued to produce in braille, large print, and sound recorded form supplemental texts and materials needed by high school and junior college students. Two regional meetings and one state meeting for transcribers and educators provided an opportunity for exchange of ideas. The responsibilities of the senior clerk handling the detail of the annual registration of visually handicapped students, the processing of the American Printing House apportionment secured through this registration, and the bookkeeping involved in "clearing" the textbooks needed by students and schools continued to grow.

Following exploratory discussions during the year the office of the Alameda County Superintendent of Schools was successful in securing a three-year grant under the research demonstration provisions of the Federal Vocational Rehabilitation Act for a pioneer project of teaching orientation and mobility skills to blind junior and senior high school students.

D. *Readers' Service for Blind College Students*

During the fiscal year 1961-62, 72 students used the Readers' Service for Blind College Students at an expense of \$28,456. Of these students, 33 were graduate students and the others pursued undergraduate studies or did summer session work. The average amount used per student for the fiscal year was \$395.22. As in the previous years, all college students who were accepted as eligible by the Vocational Rehabilitation Services received readers' assistance from them under cost participation of the federal government.

E. *California State Library - Books for the Blind*

At the end of the year there were 3,894 active borrowers, an increase of 180 over last year.

During the calendar year 1962 there was an increase of 7 percent in the circulation of Braille, Moon type and Talking Book records. A total of 18,854 volumes in Braille and Moon type and a total of 123,527 containers of Talking Book records were circulated making a grand total of 142,381 volumes and containers. The circulation of embossed-type books rose by 18 percent this year continuing the upward trend which was first evidenced during the calendar year 1959. The Talking Book circulation increase was 6 percent, as compared with a 12 percent increase for last year.

The large percentage increase in the Braille book circulation may be attributed to more active borrowing by blind children. This is the result of an intensive program to inform all resource teachers and parents of blind children of our service to encourage children to read during summer vacation.

II. Training, Vocational Rehabilitation and Work Opportunities

A. *Field Rehabilitation Services for Adult Blind*

This service is designed to assist blind and deaf-blind individuals in their physical and psychological adjustment to these handicaps through instruction and counseling based upon the individual's needs. All service is directed toward the goal of helping the blind person regain lost skills and to learn new skills so that he may have the opportunity of reaching his potential as a self-sufficient, contributing member of society.

Instruction is offered in the techniques of daily living including mobility, methods of communication (Braille reading and writing, typing, longhand writing), personal grooming, and household arts.

During the past year this program has been carried out by 20 teacher-counselors working in the homes of blind persons in assigned areas. Although the greatest portion of time is spent in the home situation with the blind person and his family, it is of interest to note that teacher-counselors have during this past year extended services to individuals confined to California Men's Colony, California Institute for Women, Deuel Vocational Institution, and Folsom State Prison. A considerable amount of work has also been ac-

complished with patients at Agnews, Metropolitan, and Stockton State Hospitals.

During the year the average active pupil load per month for teacher-counselors as a whole has been 350 persons for whom a plan has been established and specific services are being offered to help him reach his goal. No blind person is considered an active pupil until the teacher-counselor has made a fourth visit. A total of 792 contact calls were made, 258 persons were added as new pupils and 324 pupils were dropped having completed plans or no longer needing teacher-counselor services. Braille lessons were given to 4,442, 2,645 lessons in orientation and mobility were offered, 872 lessons in typing, and more than 6,369 counseling sessions were held with blind persons and their families.

B. *Orientation Center for the Blind*

The Orientation Center provides training and guidance for active and productive lives for blind individuals from all segments of society. During this year 34 students were newly enrolled. Of 42 students whose orientation program was terminated in this period, 8 are taking further academic training, 3 further vocational training at the school; 3 are self-employed, 7 are employed by others; 5 are housewives; 1 is unemployed; and 13 are retired, ill, deceased, or of status unknown.

Total enrollment for 1962 was lower than usual due to complications of removal of the center from the old site made necessary by its purchase for highway use. Since the new plant is not built it is anticipated that enrollment for 1963 will also be curtailed by the limited facilities in temporary quarters.

C. *Vocational Rehabilitation Service*

The Vocational Rehabilitation Service closed the year with 146 blind people successfully rehabilitated and placed in employment, a substantial increase over last fiscal year.

Our Business Enterprise Program, which includes vending stands, snack bars and cafeterias, did a gross sale business of \$5,745,031; 222 licensed operators earned an annual income of \$1,228,393, which averages out to \$481 per month per person.

An interesting case of a blind person who has gone into an unusual field is that of a young man who graduated from the University of California under our sponsorship with a major in physics and a minor in engineering. Though totally blind he completed his work at the University with a high scholastic record. He was interested in electronic data processing and in spite of many favorable interviews no job was forthcoming. As a result of continuous effort on the part of the rehabilitation staff, Stanford Research Institute agreed to give him an opportunity to try out as a programmer, in spite of the fact that many companies felt that this would be impossible for a blind man. He has been successfully employed on the job for several weeks, and it is believed that he is well on his way to success. This may mean the opening of other employment possibilities for qualified blind people.

The Vocational Rehabilitation Service is continuing to maintain a central file of blind persons in California who are employed. In spite of the fact that there is some movement in and out of the State the number continues to grow. Following is a distribution of the types of work being followed by a thousand blind persons on whom we have a record:

<i>Category</i>	<i>No. Employed</i>
Agriculture -----	16
Arts (Music) -----	26
Business -----	168
Clerical -----	84
Skilled and semi-skilled labor -----	173
Unskilled labor -----	86
Professional -----	203
Miscellaneous -----	22
	<hr/>
Vending Stand, Snack Bar and Cafeteria Operators -----	778
	222

1,000

D. *California Industries for the Blind*

The three Production Centers for the Blind reported total sales for the fiscal year of \$2,419,175. This reflects an increase of approximately 10 percent from the preceding year and is due primarily to increased sales to the federal government as a result of added military activity, and the effect of the program to "buy American" for overseas bases.

Wages paid to the blind and handicapped totaled \$400,276, a small increase over the prior year but a reduction from the past several years due to the department's policy to confine the Industries for the Blind work to productive

operations and to transfer less skilled workers to the Opportunity Work Centers. The department has continued to approve increased wage rates for the workers whenever possible, has made retroactive wage adjustment when funds were available from current operations, and during the current year, approved a 7½ percent special wage payment payable monthly to all workers who are on the job 75 percent or more of the time available to them. One of the problems that has been encountered in recent years has been absenteeism when workers had earned the maximum allowed under the aid program for their individual case. The special payment, based on hours worked in relation to time available, has tended in part to alleviate this problem.

During the past year several meetings have been held between representatives of the various groups within the department who are serving the blind in an effort to achieve better co-ordination of the entire program. Particular emphasis is being given to the proper evaluation of persons seeking the department's services for the first time in order that the initial service will be most beneficial to his individual requirements. A program has also been developed with the Vocational Rehabilitation Service serving the Los Angeles area which has resulted in advantage to several additional blind persons of working or training in the Los Angeles Center, California Industries for the Blind.

Carrying out the suggestions made by the Coordinating Council on State Programs for the Blind in its 1958 report to the Legislature, the policy of the department continues to limit production as much as possible to goods which can be sold to governmental subdivisions and selected items which can be sold to private industries competitively. The central office marketing staff has done considerable basic research into products, prices, and packaging. Many contacts have been made with agencies purchasing our products and, with the co-operation of the Legislative Analyst and the Assembly Subcommittee on School Purchasing, we are planning to better serve California schools with many of our items. Subcontract work has continued to receive attention in the Los Angeles area, although its volume has fluctuated somewhat with the current decline in aircraft manufacture.

The Oakland Center moved in November to a new location on Gilman Street in Berkeley and is now known as the Berkeley Center. This was made necessary by plans of the Division of Highways to initiate freeway construction on the former site. The center now has a shop and warehouse facility of approximately 58,000 square feet and an office area of 5,000 square feet. The building was designed and constructed to serve the needs of the Berkeley Center and for the first time in the operation of a center in the Bay area, all operations including adequate warehouse facilities are under one roof.

The San Diego Center is very much in need of enlarged facilities and recommendations have been made to consider this part of the department's capital outlay program. This center is presently operated partly in state-owned and partly in leased facilities with the warehouse located some distance from the production center. The need is urgent for a more efficient type of operation in San Diego.

E. Opportunity Work Centers

To furnish blind and other handicapped persons with an opportunity to supplement their income through useful employment in a variety of activities, the State Department of Education operates three Opportunity Work Centers in Berkeley, Los Angeles, and San Jose.

For persons who cannot be employed on a regular basis in private industry or in the California Industries for the Blind the Opportunity Work Centers operate on approximately a six-hour instead of a full factory eight-hour day.

Earnings now stem almost entirely from subassembly work for private industry. This constitutes a great variety of jobs, requiring many sets of muscles and the ability to adapt to many techniques. Backbone of this business is repeat orders offered as a result of satisfactory work done within the time limits specified.

The only handicraft which has not succumbed to foreign competition and the machine is chair caning, which continues to bring in a good steady, repeat business for all centers. However, the dollar volume is under 10 percent of the total, and in the two centers of most growth—Berkeley and Los Angeles—it is considerably less than this percentage figure.

During the past calendar year, payments to approximately seventy-five workers in all centers amounted to \$58,074.24, an increase of 11 percent over 1961. As a result of a 45 percent increase in the volume over last year the Berkeley Center's present quarters proved inadequate and larger quarters have been rented.

III. Social Welfare Programs for the Blind

- A. California has three social welfare programs for the blind: Aid to Needy Blind; Aid to Potentially Self-supporting Blind Residents; and Prevention of Blindness. The first two programs are administered by the State's 58 county welfare departments and supervised by the State Department of Social Welfare. The Prevention of Blindness Program is directly administered by the State with the enthusiastic co-operation of the counties.

The objective in the administration of welfare aid to the blind in California is not merely to determine who is eligible and who is ineligible under the statutes, but also to fashion these programs into effective instruments which will provide substantial help to needy blind men and women in an effort to decrease dependency—physical, social, and economic.

1. *Aid to Needy Blind*

This program provides financial assistance and other services to those blind persons who do not have sufficient income or other resources with which to purchase the necessities of life. Many of these persons have been self-supporting sighted men and women and blindness has occurred at an age when remunerative employment had already ceased. In November, 1962, 12,233 persons received an average grant of \$113.11 and an average medical care payment of \$12.92.

2. *Aid to Potentially Self-supporting Blind Residents*

This program provides financial assistance, with liberal property and income exemptions as incentives to those blind persons who have a plan to achieve self-support so that they may be encouraged to become independent of public assistance. In November, 1962, 302 persons received an average grant of \$141.14 and an average medical care payment of \$5.97.

3. *Prevention of Blindness*

This program provides medical eye care for recipients of Old Age Security and Aid to Totally Disabled as well as for applicants and recipients of Aid to the Blind when such care might restore vision or prevent further loss of sight. The program is primarily a surgical one covering all the expenses incident to such care and including the surgeon's fee and the cost of hospitalization. During the year it is estimated that 451 eye surgeries have been performed, of which 425 were cataract surgeries. It is estimated that about 94 percent of these surgeries resulted in improved vision; and in about 85 percent of the cases vision was so greatly improved that the patients were no longer eligible for Aid to the Blind.

B. *Progress during the current year*

Following is a brief summary of major achievements in the social welfare programs for the blind during the year:

1. As a result of legislative action, the minimum grant of Aid to the Blind was increased on January 1, 1962, together with provision for an annual increase commensurate with increases in the cost of living. Even more important, provision was made for the first time for meeting special needs of blind persons who do not have income with which to meet such needs.
2. During this period the department has restored eyesight for more persons under its Prevention of Blindness program than ever before. By financing the costs of the program chiefly from the medical care fund, recipients of Old Age Security and Aid to Totally Disabled have been afforded the benefits of the program (as well as applicants for and recipients of Aid to the Blind) without having to become applicants for Aid to the Blind.
3. During the past fiscal year, 44.1 percent of all discontinuances in the Aid to Potentially Self-supporting Blind Residents program were made because the recipients had achieved self-support. The successful plan for self-support was that of trades and professions for 36.7 percent; independent business enterprises for 24.5 percent; vending stands for 20.4 percent; and miscellaneous employment for 14.3 percent of those discontinued because they had achieved full maintenance. The plan for self-support was unknown in 4.1 percent of the cases.
4. A new eye examination form was devised in connection with determination of degree of blindness which requires an eye tension test for all adult patients. This is essential in diagnosing glaucoma, a serious eye condition often progressing without pain or other symptoms, and thus insuring prompt treatment to prevent further loss of sight.
5. During the past year there has been a steady, if small, monthly decline in the statewide caseload in Aid to the Blind. While several factors are involved, it is known that the continuous and accelerated efforts to decrease dependency through restoration of sight under the Prevention of Blindness program and through the achievement of self-support by some blind persons under the Aid to Potentially Self-supporting Blind Residents program are contributing factors.

- During the period covered by this report the Legislature for the outright support of the Department of Public Health in the field of blindness; the Department of Public Health has been able to carry out a program of research and development in the field of blindness which has resulted in the most significant advances made in the programs in over a quarter of a century.

IV. Prevention of Blindness Program

- A. The State Department of Public Health continues a statewide program for the prevention of blindness, emphasizing the need for the prevention of blindness.

The Department of Public Health has been able to carry out a program of research and development in the field of blindness which has resulted in the most significant advances made in the programs in over a quarter of a century.

- B. The Department of Public Health has been able to carry out a program of research and development in the field of blindness which has resulted in the most significant advances made in the programs in over a quarter of a century.

The major feature of the year's activity was the rapid development of programs. Plans for the use of categorical aids in maternal and child health and the preparation of a wide range of consultation and material help. Twelve local health departments included in their plans for the use of these funds

are significant causes of blindness in Californians: in a rapidly expanding and increasingly technological society, good vision is a vital element of community life. Blindness is about age six; in a population with an increasing segment of the social intent to keep this group independent and glaucoma is the leading cause of irreversible blindness among adults.

Blindness from both amblyopia and glaucoma is preventable. The key in the leadership of the health department can provide the mechanics, i.e., education, case-finding, and followup which will reduce the toll of blindness

the past year these aspects of its responsibility in prevention of blindness:

community programs: local health departments and professional groups, volunteer groups, and the State Department of Public Health are active in many areas in California. Their common need is for consultation, assistance in the establishment of standards for programs, and help in developing a range of program aids such as exhibits, pamphlets, information kits, and seminars.

Numerous projects and studies are part of this aspect of the State's program.

2. The State Health Department is the recipient of a substantial grant under the Neurological and Sensory Disease Program of the U.S. Public Health Service to conduct a survey of the nature and distribution in the treatment, and rehabilitation of these disorders will be surveyed.

Need for the Future

In the coming year the Coordinating Council and its working committee will

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2. As volunteer transcribers continue to produce textbooks needed by visually handicapped students, it annually becomes more obvious that *a central unit at the state level for cataloging, housing, repairing, and circulating the hand produced copies is mandatory*. The need for this unit will increase as the elementary grade students reach the secondary level where no state series of adopted textbooks has been provided.
3. As cited in previous years better ways must be found for providing a *service for visually handicapped children with multiple problems*. An increasing number of these children are of school age, no longer have a preschool service extended to the parents, and are not enrolled in public schools due to the multiplicity of the child's problems and the lack of a good basis for providing the financial assistance needed. A survey should be conducted to locate these children and pilot projects initiated to establish ways of administering to their needs. This is an urgent need.

THE RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES
1120 N STREET, SACRAMENTO, January 22, 1963

Hon. Joseph A. Beck
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BECK: As required by Section 12939 of the Water Code, I am transmitting to you for the information of the California State Senate a copy of "Report of the California Water Resources Development Finance Committee and the Department of Water Resources to the Legislature," dated January, 1963. Additional copies will be made available to Members of the Legislature upon request.

Sincerely yours,

WILLIAM E. WARNE, Director

Enc.

Letter of transmittal ordered printed in the Journal and the report filed with the Secretary of the Senate.

CERTIFICATE FROM SECRETARY OF STATE

By direction of the President, the Secretary read the following certificate:

STATE OF CALIFORNIA
OFFICE OF THE SECRETARY OF STATE
SACRAMENTO

I, FRANK M. JORDAN, Secretary of State of the State of California, hereby certify:

That the following is a full, true and correct statement of the result of the canvass of the returns of the January 22, 1963, Special Election, in the First Congressional District:

Counties	DON CLAUSEN (Rep.)	WILLIAM F. GRADER (Dem.)	JOHN C. STUART (Dem.)	Scatter- ing
Del Norte -----	2,875	1,844	13	1
Humboldt -----	14,265	12,473	116	4
Marin -----	23,656	17,046	533	23
Napa -----	8,999	8,555	247	4
Mendocino -----	6,326	6,289	88	7
Sonoma -----	23,171	19,132	664	6
Totals -----	79,292	65,339	1,661	45

IN WITNESS WHEREOF, I hereunto set my hand and affix the Great Seal of the State of California this 29th day of January, 1963.

(SEAL)

FRANK M. JORDAN, Secretary of State
By WALTER C. STUTLER
Assistant Secretary of State

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 29, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 14

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above resolution ordered enrolled.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Quick:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 29, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 324—An act to authorize the Director of Agriculture to adopt emergency regulations relating to lettuce, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR QUICK

Recommendation of Committee on Rules

SENATE CHAMBER, January 30, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Quick:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 324.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Burns, Cameron, Cobey, Collier, Dolwig, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—31.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Collier:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 30, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 59—An act to amend Section 12816 of the Vehicle Code, relating to drivers' licenses, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR COLLIER

Request read, and referred to Committee on Rules.

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

By Senator Burns:

Senate Resolution No. 40

Relative to the Secretary of the Senate

Resolved by the Senate of the State of California, That Joseph A. Beek, Secretary of the Senate, shall, in addition to his other duties, act as the Parliamentarian of the Senate.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following resolution is indicated by being enclosed within brackets.

By Senator Burns:

Senate Resolution No. 41

Relative to amending the Permanent Standing Rules of the Senate

Resolved by the Senate of the State of California, That the Permanent Standing Rules of the Senate be amended as follows:

First, That Rule 9 be amended to read:

9. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, read all bills, amendments, resolutions, and all papers ordered read by the Senate or the presiding officer.

He shall superintend all printing and clerical work to be done for the Senate and shall have supervision over all attaches and employees of the Senate. He shall assign, reassign or transfer all attaches or employees to their respective duties.

He shall certify to and transmit to the Assembly all bills, joint and concurrent resolutions, constitutional amendments and papers requiring the concurrence of the Assembly, immediately after their passage or adoption by the Senate.

He shall also keep a correct Journal of the proceedings of the Senate, and shall notify the Assembly of the action by the Senate on all matters originating in the Assembly, and requiring action on the part of the Senate.

The Secretary of the Senate shall have custody of all bills, documents, papers and records of the Senate and shall not permit any such bills, records or papers to be taken from the desk or out of his custody by any person, except in the regular course of the business of the Senate.

All employees on the payroll of the Senate are employees of the Senate and not of individual members and they are under the direct control of the *Senate Rules Committee* [Secretary of the Senate]. Any insubordination or inefficiency on the part of any employees shall be reported [by the Secretary] to the Committee on Rules.

Second, That Rule 9.5 is repealed.

[Expenditures of Secretary

9.5. All proposed expenditures by the Secretary of the Senate shall be subject to approval by the Senate Committee on Rules or its authorized representative pursuant to Standing Rule No. 13.1, including expenses for telephone service, telegraph service, supplies, rental of typewriters, illuminating resolutions, traveling expenses and any other incidental expenses in connection with concluding the business of the Senate and performing any duties imposed by law or by the rules or the resolutions of the Senate. Claims for any such expenses and claims for incidental expenses of the Senate heretofore incurred but for which payment has not been provided by any other resolution shall be submitted by the Secretary of the Senate to the Senate Committee on Rules or its authorized representative and such claims, if approved, shall be transmitted to the Controller for payment pursuant to this rule.]

Third, That Rule 10 be amended to read:

10. The Sergeant at Arms shall attend the Senate during all of its sittings, execute the commands of the Senate from time to time, together with all such process issued by authority thereof, as shall be directed to him by the President.

The Sergeant at Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation, or otherwise making a noise to the disturbance of the Senate. The actual expenses for the Sergeant at Arms for every arrest, for each day's custody and release, and the traveling expenses for himself and special messenger going and returning shall be paid out of the Contingent Fund, and no other fees shall be paid him beyond his per diem. [It shall also be the duty of the Sergeant at Arms to keep the accounts for pay and mileage of Senators.]

The Sergeant at Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, Journals, Histories and Files, when printed, on the desks of Senators, at least one hour previous to the opening of the session.

Fourth, That Rule 10.6 be amended to read:

10.6. The Controller is hereby authorized and directed to draw his warrants in favor of [the Secretary of the Senate, the Sergeant at Arms, and other] officers and employees who render services to the Senate as certified [weekly] by the Senate Committee on Rules or by its authorized representative, from the fund set aside for the pay of officers and employees of the Senate at the rate of compensation certified by the committee or its representative, and the Treasurer is hereby directed to pay the same.

[The Secretary of the Senate and the Sergeant at Arms shall approve and transmit to the Committee on Rules the claims for their compensation and for the compensation of their respective employees.]

Fifth, That Rule 10.7 be amended to read:

10.7. After final adjournment expenditures [by the Secretary of the Senate or the Sergeant at Arms] of the Senate for postage, express, freight charges, or other purposes for which cash payments are necessary, shall be paid from funds allocated to the Senate Committee on Rules for such purpose, subject to approval by the Senate Committee on Rules or its authorized representative. The Controller shall draw warrants on the Contingent Fund of the Senate [in favor of the Secretary of the Senate or the Sergeant at Arms] for such expenditures only in the amount authorized by the Senate Committee on Rules or its authorized representative.

[The Secretary of the Senate and the Sergeant at Arms shall file with the] *The* Committee on Rules or its authorized representative *shall file* receipts or vouchers covering all expenditures made for such purposes, which shall be transmitted to the Controller by the committee or its authorized representative.

Sixth, That Rule 12 be amended to read:

12. The standing committees of the Senate, the number of members, and subjects to be referred to each are as follows:

1. Agriculture, 13 members. All bills amending the Agricultural Code and uncodified legislation relating to the same subject.

2. Business and Professions, 9 members. All bills amending the Business and Professions Code and uncodified legislation relating to the same subjects, except bills relating to horse racing or intoxicating liquors.

3. Education, 11 members. All bills amending the Education Code or relating to the University of California and any uncodified legislation relating to either.

4. Elections, 7 members. All bills amending the Elections Code or uncodified legislation relating to the same subject and constitutional amendments, after consideration by committees having jurisdiction of the appropriate subjects, for consideration of any question relating to submission to the voters.

5. Finance, 13 members. All appropriation bills, including the Budget Bill and claim bills but excepting appropriations from the funds of the Senate made by resolution.

6. Fish and Game, 11 members. All bills amending the Fish and Game Code, and uncodified legislation relating to the same subject.

7. Governmental Efficiency, 11 members. All legislation not specifically referred to another committee relating to:

- a. State policy
- b. New state functions
- c. State property
- d. Reorganization
- e. State employees
- f. Horse racing or alcoholic beverages
- g. All judges' salaries
8. Institutions, [7] 5 members. All bills relating to the State Department of Mental Hygiene, or to institutions under its jurisdiction including:

- a. State hospitals
- b. Home for the feeble-minded
- c. Inebriate colonies
- d. Institutions for delinquents
- e. Home for the blind
- f. Industrial workshops

g. Any other institutions of a similar nature; and all bills relating to the Youth Authority and to institutions under its jurisdiction.

9. Insurance and Financial Institutions, 9 members. All bills amending the Unemployment Insurance Code, the Insurance Code and Financial Code, all bills relating to the unemployed, all bills relating to workmen's compensation and insurance, and all bills amending the Corporate Securities Act, and any other legislation relating to these subjects.

10. Judiciary, 13 members. All bills amending the following codes:

- a. Civil Code
- b. Code of Civil Procedure
- c. Corporations Code, except for Corporate Securities Act
- d. Probate Code
- e. Penal Code

f. All statutes of a penal nature not related closely to a subject embraced in some other code.

11. Labor, 7 members. All bills amending the Labor Code and uncodified legislation relating to the same subjects except bills and uncodified legislation relating to workmen's compensation and insurances.

12. Local Government, [9] 11 members. All bills relating to:

- a. County government
- b. Municipal corporations
- c. Special assessment and other local districts when not regulated by the provisions of some other code and uncodified legislation on the above subjects.

- b. Streets and Highways Code
- c. Harbors and Navigation Code
- d. Uncodified legislation relating to the same subjects or to aviation.

21. Water Resources, 13 members. All bills amending the Water Code, and uncodified legislation relating to the same subject.

The standing committees of any general session shall be the standing committees of succeeding budget, special or extraordinary sessions unless otherwise ordered by the Senate.

Seventh, That Rule 13 be amended to read:

13. The Committee on Rules is charged with the general responsibility for the administrative functioning of the Senate. The committee shall have general charge of the books, documents and other papers and property of the Senate and shall see that the same are properly kept, cared for, filed or otherwise disposed of in accordance with law and the rules applicable thereto. The committee shall also have the duty of making studies and recommendations designed to promote, improve, and expedite the business and procedure of the Senate and of the committees thereof, including investigating committees consisting wholly or in part of Members of the Senate, and of proposing any amendments to the rules deemed necessary to accomplish such purposes.

The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular general session and shall have the same powers and duties as while the Senate is in session. The committee shall have the authority to fill vacancies in any Senate committee or in the Senate membership of any joint committee.

In dealing with any matter within its jurisdiction the committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members.

The committee may make available to any Senate or joint committee or any Member of the Senate such assistance in connection with the duties of the committee or other legislative matters as the personnel under the direction of the committee or its other facilities permit.

The committee shall make available to and shall furnish to the Senate investigating committees created at this regular session and to each of the members thereof such secretarial and stenographic help as may be reasonably necessary for such committees and each of the members thereof to make and carry on the studies and investigations required by or of them by the resolutions creating such committees, and for such purpose, in addition to any other power or authority, the Committee on Rules may employ such additional stenographic and secretarial assistants as may be necessary, assign and reassign such assistants, prescribe the amounts, times and methods of payment of their compensation, and provide for the auditing of any and all records and accounts in respect thereto. *The Committee on Rules shall have general supervision over all clerks, attachés and employees of the Senate and shall have the powers and duties to suspend, discipline or discharge any attachés or employees when necessary.*

The Committee on Rules shall constitute the Committee on Introduction of Bills and shall have charge of engrossment and enrollment of bills, contingent expenses of the Senate and legislative printing except insofar as these functions are delegated

to the Secretary of the Senate. [The Senate Committee on Rules shall have charge of the attachés unless a Committee on Attachés is appointed.]

The rooms, passages, and buildings set apart for the use of the Senate shall be under the direction of the Committee on Rules and the committee may assign the press desks in the Senate Chamber to accredited newspaper representatives.

Executive communication of nominations sent by the Governor to the Senate for confirmation shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, without debate.

The Senate Committee on Rules shall, at each general session, appoint a Member of the Senate to serve on the Judicial Council and shall have the authority in the interim between general sessions to fill any vacancy in such position that occurs during such interim.

Eighth, That Rule 13.1 be amended to read:

13.1. All claims for expenses incurred by interim investigating committees of the Senate, *the Secretary of the Senate, and the Sergeant at Arms* shall be approved by the Committee on Rules or its authorized representative, before such claims are presented to the Controller.

All proposed expenditures [, other than expenditures of the funds of an interim investigating committee.] , *including furniture, equipment and other property but not including stationery supplies,* shall be approved by the Committee on Rules or its authorized representatives before such expenses are incurred, unless such expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it.

No warrant shall be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with the provisions of this rule.

The Committee on Rules may adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Senate interim investigating committees and regulating the terms and conditions of employment of such employees. Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairman of every such investigating committee.

Ninth, That Rule 13.4 be amended to read:

13.4. The Senate Committee on Rules is authorized and directed, through its authorized representative, to make and maintain a complete inventory of all property of the Senate, including all such property in the possession or control of any Senate interim committee. The Committee on Rules shall have custody and control of all such property of the Senate and shall adopt such rules or orders as it may determine are necessary relating to the purchase, care, custody and use or disposal thereof.

[No furniture, equipment, or other property, other than supplies, shall be purchased by any Senate interim committee unless prior approval is obtained from the Senate Committee on Rules or its authorized representative.]

Tenth, That Rule 18.5 be amended to read:

18.5. All requests for the printing of reports of Senate factfinding committees shall be by resolution.

No resolution for the printing of a report of a Senate factfinding committee shall be considered for adoption until it has been referred to the Committee on Rules. The Committee on Rules shall determine the number of copies needed; and whether or not the report shall be printed in the Journal. In no event shall more than 1,000 copies of any factfinding committee report be authorized by the Committee on Rules on the first printing, exclusive of the Journal copies, if the report is to be printed therein, unless the Committee on Rules finds and determines that there is a special need for that report in greater numbers.

Upon determination by the Committee on Rules that additional copies of a Senate factfinding committee report are required at any time following the first printing of the authorized number of copies, the Committee on Rules may authorize one or more additional printings in the numbers found by it to be necessary and may make funds available therefor.

The State Printer shall hold the type for each Senate factfinding committee report for a period of 90 days from the date of the first printing or for such time as the Committee on Rules deems necessary.

[No Senate factfinding committee report shall contain more than 100 pages, including the front and back cover thereof and any appendix, unless a greater number of pages has been approved and authorized by the Committee on Rules.]

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cober, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman,

Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

NOES—None.

MOTION TO REPRINT STANDING RULES

Senator Burns moved that the Permanent Standing Rules of the Senate be reprinted in full in the Journal, including the changes authorized by Senate Resolution No. 41.

Motion carried.

PERMANENT STANDING RULES OF THE SENATE

Convening and Sessions

Hours of Meeting

1. The Senate shall meet at 3 p.m., daily, except Sundays, unless otherwise ordered by the Senate.

Calling to Order

2. The President, President pro Tempore, or senior member present, shall call the Senate to order at the hour stated, and if a quorum be present shall proceed with the order of business.

Attendance of Members

3. No Senator shall absent himself from attendance upon the Senate without leave first obtained. A less number than a quorum of the Senate is hereby authorized to send the Sergeant at Arms, or any other person, for any and all absent Senators at the expense of such absent Senators, respectively, unless such excuse for nonattendance as shall be made to the Senate when a quorum is convened, shall be judged sufficient, and in that case the expense shall be paid out of the Contingent Fund of the Senate. The President or Acting President of the Senate, or less than a quorum present, shall have the power to issue process directly to the Sergeant at Arms, or to any other person, to compel the attendance of Senators absent without leave. Any Senator who shall refuse to obey such process unless sick or unable to attend, shall be deemed guilty of contempt of the Senate, and the Sergeant at Arms, or any other person, to whom such process may be directed, shall have power to use such force as may be necessary to compel the attendance of such absent Senator, and for this purpose he may command the force of the county, or of any county in the State.

Order of Business

4. The order of business shall be as follows:

1. Roll Call.
2. Prayer by the Chaplain.
3. Leaves of Absence.
4. Privileges of the Floor.
5. Communications and Petitions.
6. Messages from the Governor.
7. Messages from the Assembly.
8. Reports of Committees.
9. Motions, Resolutions and Notices.
10. Introduction and First Reading of Bills.
11. Special Orders.

12. Unfinished Business.
13. Consideration of Daily File.
14. Announcement of Committee Meetings.
15. Adjournment.

Executive Sessions

5. When a motion is adopted to close the doors of the Senate, on the discussion of any business which may, in the opinion of the Senate, require an executive session, the President shall require all persons, except the Senators, President of the Senate, Secretary, Minute Clerk, and Sergeant at Arms, to withdraw, and during the discussion of said business the doors shall remain closed. Every Senator and officer present shall keep secret all matters, and proceedings concerning which secrecy shall be enjoined by order of the Senate.

Officers of the Senate

The President

6. The Lieutenant Governor shall be the President of the Senate. He shall have a casting vote when the vote is equally divided and his vote will decide the issue.

The President shall maintain order in the Senate Chamber and in case of a disturbance or disorderly conduct in the lobbies, the President (or Chairman of the Committee of the Whole) shall have the power to order the same cleared.

The President pro Tempore

7. The President pro Tempore shall, in the absence of the President, take the chair and call the Senate to order, at the hour of the meetings of the Senate, and shall have the same powers as the President.

It shall be the particular responsibility of the President pro Tempore to secure the prompt and businesslike disposition of bills and other business before the Senate.

The Vice Chairman of the Committee on Rules shall, in the absence of the President pro Tempore, perform the duties, and have all powers and authority of the President pro Tempore.

Presiding by Senators

8. The President pro Tempore of the Senate may name any Senator to perform the duties of the Chair in the absence of the President. The Senator so named shall be vested, during such time, with all the powers of the President.

Secretary of Senate

9. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, read all bills, amendments, resolutions, and all papers ordered read by the Senate or the presiding officer.

He shall superintend all printing and clerical work to be done for the Senate and shall have supervision over all attachés and employees of the Senate. He shall assign, reassign or transfer all attachés or employees to their respective duties.

He shall certify to and transmit to the Assembly all bills, joint and concurrent resolutions, constitutional amendments and papers requiring the concurrence of the Assembly, immediately after their passage or adoption by the Senate.

He shall also keep a correct Journal of the proceedings of the Senate, and shall notify the Assembly of the action by the Senate on all matters originating in the Assembly, and requiring action on the part of the Senate.

The Secretary of the Senate shall have custody of all bills, documents, papers and records of the Senate and shall not permit any such bills, records or papers to be taken from the desk or out of his custody by any person, except in the regular course of the business of the Senate.

All employees on the payroll of the Senate are employees of the Senate and not of individual members and they are under the direct control of the Senate Rules Committee. Any insubordination or inefficiency on the part of any employees shall be reported to the Committee on Rules.

Legislative Analyst Designated as "Secretary"

9.7. Pursuant to a subdivision (d) of Section 9900 of the Government Code, the Legislative Analyst is hereby designated as the person embraced by the definition of "Secretary" set forth in that section.

Sergeant at Arms of the Senate

10. The Sergeant at Arms shall attend the Senate during all of its sittings, execute the commands of the Senate from time to time, together with all such process issued by authority thereof, as shall be directed to him by the President. The Sergeant at Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation, or otherwise making a noise to the disturbance of the Senate. The actual expenses for the Sergeant at Arms for every arrest, for each day's custody and release, and the traveling expenses for himself and special messenger going and returning shall be paid out of the Contingent Fund, and no other fees shall be paid him beyond his per diem.

The Sergeant at Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, Journals, Histories and Files, when printed, on the desks of Senators, at least one hour previous to the opening of the session.

Additional Duties

10.5. The Sergeant at Arms is authorized to procure such boxes, packing and other materials as are necessary to ship to the Members of the Senate at their various places of residence their bill files, books, stationery and other printed matter at the close of each session. All proposed expenditures by the Sergeant at Arms incurred pursuant to this rule or in performing any duties imposed by law or by the rules or resolutions of the Senate shall be subject to approval by the Senate Committee on Rules or its authorized representative pursuant to Standing Rule No. 13.1. All claims incurred by the Sergeant at Arms shall be submitted to said committee or its authorized representative and, if approved, shall be transmitted to the Controller for payment pursuant to this Rule.

Officers and Employees Compensation; Approval

10.6. The Controller is hereby authorized and directed to draw his warrants in favor of officers and employees who render services to the Senate as certified by the Senate Committee on Rules or by its authorized representative, from the fund set aside for the pay of officers and employees of the Senate at the rate of compensation certified by the committee or its representative, and the Treasurer is hereby directed to pay the same.

Expenditures After Final Adjournment

10.7. After final adjournment expenditures of the Senate for postage, express, freight charges, or other purposes for which cash payments are necessary, shall be paid from funds allocated to the Senate Committee on Rules for such purpose, subject to approval by the Senate Committee on Rules or its authorized representative. The Controller shall draw warrants on the Contingent Fund of the Senate for such expenditures only in the amount authorized by the Senate Committee on Rules or its authorized representative.

The Committee on Rules or its authorized representative shall file receipts or vouchers covering all expenditures made for such purposes, which shall be transmitted to the Controller by the committee or its authorized representative.

Committees of the Senate**Appointment of Committee**

11. The Committee on Rules shall consist of the President pro Tempore of the Senate, who shall be the chairman of the committee, and four other Members of the Senate to be elected by the Senate.

The Committee on Rules shall appoint all other committees of the Senate unless otherwise directed by the Senate and shall designate a chairman of each committee so appointed and a vice-chairman of each standing committee.

In making committee appointments, the Committee on Rules shall give consideration to seniority, preference and experience; provided, however, that in making committee appointments, the Rules Committee shall, as far as practicable, give equal representation to all parts of the State.

The Senate Committee on Finance shall consist of four Senate Members of the Legislative Budget Committee and nine additional Members of the Senate appointed by the Committee on Rules.

Ten days before the commencement of any regular session of the Legislature, the Secretary of the Senate shall mail to each member a blank, in a form approved by the Rules Committee, on which the member may indicate his committee preferences and with such blank shall be mailed a stamped envelope addressed to the Rules Committee, care of the secretary, for the convenience of the member in returning such form with his preferences thereon. All such communications shall be retained by the secretary unopened and shall be delivered to the Rules Committee immediately upon the organization of the Senate.

Consideration of Appropriation Bills Before Enactment of Budget

11.1. Until the Budget Bill is finally enacted no standing committee shall report any appropriation bill to the Senate for passage except

bills making appropriations for the salaries, mileage, and expenses of the Senate and Assembly, and emergency bills recommended by the Governor, whose letter of recommendation shall be produced before the committee before action is taken by the committee.

Standing Committees

12. The standing committees of the Senate, the number of members, and subjects to be referred to each are as follows:

1. Agriculture, 13 members. All bills amending the Agricultural Code and uncodified legislation relating to the same subject.

2. Business and Professions, 9 members. All bills amending the Business and Professions Code and uncodified legislation relating to the same subjects, except bills relating to horse racing or intoxicating liquors.

3. Education, 11 members. All bills amending the Education Code or relating to the University of California and any uncodified legislation relating to either.

4. Elections, 7 members. All bills amending the Elections Code or uncodified legislation relating to the same subject and constitutional amendments, after consideration by committees having jurisdiction of the appropriate subjects, for consideration of any question relating to submission to the voters.

5. Finance, 13 members. All appropriation bills, including the Budget Bill and claim bills but excepting appropriations from the funds of the Senate made by resolution.

6. Fish and Game, 11 members. All bills amending the Fish and Game Code, and uncodified legislation relating to the same subject.

7. Governmental Efficiency, 11 members. All legislation not specifically referred to another committee relating to:

- a. State policy
- b. New state functions
- c. State property
- d. Reorganization
- e. State employees
- f. Horse racing or alcoholic beverages
- g. All judges' salaries

8. Institutions, 5 members. All bills relating to the State Department of Mental Hygiene, or to institutions under its jurisdiction including:

- a. State hospitals
- b. Home for the feeble-minded
- c. Inebriate colonies
- d. Institutions for delinquents
- e. Home for the blind
- f. Industrial workshops
- g. Any other institutions of a similar nature; and all bills relating to the Youth Authority and to institutions under its jurisdiction.

9. Insurance and Financial Institutions, 9 members. All bills amending the Unemployment Insurance Code, the Insurance Code and Financial Code, all bills relating to the unemployed, all bills relating to workmen's compensation and insurance, and all bills amending the

Corporate Securities Act, and any other legislation relating to these subjects.

10. Judiciary, 13 members. All bills amending the following codes:

- a. Civil Code
- b. Code of Civil Procedure
- c. Corporations Code, except for Corporate Securities Act
- d. Probate Code
- e. Penal Code

f. All statutes of a penal nature not related closely to a subject embraced in some other code.

11. Labor, 7 members. All bills amending the Labor Code and uncodified legislation relating to the same subjects except bills and uncodified legislation relating to workmen's compensation and insurance.

12. Local Government, 11 members. All bills relating to:

- a. County government
- b. Municipal corporations
- c. Special assessment and other local districts when not regulated by the provisions of some other code and uncodified legislation on the above subjects.

13. Military and Veterans Affairs, 5 members. All bills amending the Military and Veterans Code and uncodified legislation relating to the same subjects.

14. Natural Resources, 11 members. All bills amending the Public Resources Code and uncodified legislation relating to mines and mining, oil, forestry, parks, and to the public domain.

15. Public Health and Safety, 7 members. All bills amending the Health and Safety Code and uncodified legislation relating to the same subjects.

16. Public Utilities, 7 members. All bills amending the Public Utilities Code and other uncodified legislation relating to the same subject.

17. Revenue and Taxation, 11 members. All bills amending the Revenue and Taxation Code, and other uncodified legislation relating to state and county taxes.

18. Rules, 5 members. All proposed amendments to the Rules, and all resolutions relating to the business of the Senate which are not acted upon without reference to committee.

19. Social Welfare, 7 members. All bills relating to the Department of Social Welfare, aid to the aged, to the blind, to children, to the indigent and to other public assistance.

20. Transportation, 13 members. All bills amending the

- a. Vehicle Code
- b. Streets and Highways Code
- c. Harbors and Navigation Code
- d. Uncodified legislation relating to the same subjects or to aviation.

21. Water Resources, 13 members. All bills amending the Water Code, and uncodified legislation relating to the same subject.

The standing committees of any general session shall be the standing committees of succeeding budget, special or extraordinary sessions unless otherwise ordered by the Senate.

Senate Permanent Fact Finding Committees

12.5. Thirteen Senate Permanent Fact Finding Committees herein-after described are hereby created pursuant to Section 37 of Article IV of the California Constitution.

Whenever the Senate or a standing committee thereof recommends that the subject matter of a bill be referred to a fact finding committee for interim study, or a Member of the Senate requests in writing that a study be made, the Committee on Rules may assign such study to the Permanent Fact Finding Committee to which the general subject matter involved in the study has been allocated by this rule. The Permanent Fact Finding Committee to which such an assignment is made is authorized and directed to ascertain, study and analyze all facts relating to or bearing upon the subject so assigned including, but not limited to, the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating thereto, and to report thereon to the Senate, including in its report its recommendations for appropriate legislation. When a specific study has been assigned as herein provided, the Committee on Rules may, in writing, authorize the extension of the study to any closely related subject which the Committee on Rules deems to be sufficiently connected with the matter originally assigned.

Each such committee shall consist of the number of Members of the Senate determined and appointed by the Senate Committee on Rules. The chairman and vice chairman of each committee shall be appointed by the Committee on Rules, except that the President pro Tempore of the Senate shall be chairman of the General Research Committee. After the first appointments are made, new appointments shall be made at the close of each subsequent general session. Vacancies occurring in the membership of each committee shall be filled by the appointing power.

Each such committee has continuous existence until such time as its existence is terminated by resolution adopted by the Senate, and each such committee is authorized to act both during and between sessions of the Legislature, including any recess.

Each such committee shall file a final report with the Senate by not later than the 13th calendar day of each general session.

Each such committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate, which provisions are incorporated herein and made applicable to said committees and their members. Except for the General Research Committee a majority of the members appointed to each committee shall constitute a quorum of the committee, and except for the General Research Committee no subcommittee shall be appointed consisting of less than a quorum of the committee.

Each such committee has the following additional powers and duties:

(a) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(b) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigat-

ing any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(c) To meet and act at any place within the State of California and, when authorized to do so in writing by the Senate Committee on Rules, to meet and act outside the State carrying out its duties.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

The committees created by this resolution and the subjects allocated to them are:

(1) The Fact Finding Committee on Agriculture is allocated the subject matter embraced in the Agricultural Code and uncodified legislation on the same subject.

Any state agency which proposes the expenditure of any state funds for capital outlay providing for plans, specifications, construction or purchase of new facilities which are to be used for agricultural purposes shall first submit such proposals to the Fact Finding Committee on Agriculture to enable such committee to review and inspect such facilities, equipment or items and to report thereon to the Director of Finance. The Department of Finance shall consider the recommendations of the committee in approving or disapproving any such expenditures in order that any resulting economies may be reflected as soon as practicable.

(2) The Fact Finding Committee on Business and Commerce is allocated: the subject matter embraced in the Business and Professions Code; the subject matter embraced in the Unemployment Insurance Code, the Insurance Code, the Financial Code, and in uncodified statutes relating to the unemployment, and in the Corporate Securities Act; and uncodified laws relating to said subject matter.

(3) The Fact Finding Committee on Education is allocated the subject matter embraced in the Education Code and in laws relating to the University of California, and uncodified legislation on both subjects.

(4) The Fact Finding Committee on Governmental Administration is allocated: the subject matter embraced in the Elections Code; the subject of problems and legislative proposals involving state policy, new state functions, state property, government reorganization, state employees, and judges' salaries; and the subjects of the Department of Mental Hygiene and Institutions under its jurisdiction including state hospitals, homes for feeble-minded, inebriate colonies, institutions for delinquents, homes for the blind, industrial workshops, similar institutions; and the Youth Authority and institutions under its jurisdiction.

(5) The Fact Finding Committee on Judiciary is allocated the subjects embraced in the Civil Code, the Code of Civil Procedure, the Corporations Code (excepting the Corporate Securities Act), the Probate Code, and the Penal Code, and all statutes of penal nature not related closely to a subject embraced in some other code.

(6) The Fact Finding Committee on Labor and Welfare is allocated the subject matter embraced in the Labor Code, the Military and Veterans Code, and uncodified legislation on these subjects, as well as problems and proposed legislation relating to the Department of Social Welfare, aid to the aged, to the blind, to children, to the indigent and to other public assistance.

(7) The Fact Finding Committee on Local Government is allocated the subject of county government, municipal corporations, and special assessment and other local districts when such districts are not regulated by the provisions of some other code; and in addition the subject of uncodified legislation relating to these matters.

(8) The Fact Finding Committee on Natural Resources is allocated: the subject matter embraced in the Public Resources Code and uncodified legislation relating to mines and mining, oil, forestry, parks and the public domain; and the subject matter embraced in the Fish and Game Code and uncodified laws on that subject.

(9) The Fact Finding Committee on Public Health and Safety is allocated the subject matter embraced in the Health and Safety Code and uncodified legislation on the same subject.

(10) The Fact Finding Committee on Revenue and Taxation is allocated: the subject matter embraced in the Revenue and Taxation Code and other laws relating to state and county taxes; and the subject matter of state finances and appropriations.

(11) The Fact Finding Committee on Transportation and Public Utilities is allocated the subject matter embraced in the Public Utilities Code, the Vehicle Code, the Streets and Highways Code, the Harbors and Navigation Code, and the uncodified laws germane thereto, and the subject matter on highway user taxes and fees.

(12) The Fact Finding Committee on Water Resources is allocated the subject matter embraced in the Water Code and uncodified laws relating to water resources.

(13) The General Research Committee, consisting of 40 members, is allocated all subjects within the scope of legislative regulation and control but shall not undertake any investigation which another committee has been specifically requested or directed to undertake. The General Research Committee may act through subcommittees appointed by the Senate Committee on Rules and such subcommittees may act only on the particular study or investigation assigned by the Senate Committee on Rules to such subcommittees. Each member of the General Research Committee is authorized and directed to receive and investigate requests for legislative action made by individuals or groups and to report thereon to the full committee.

The Senate Committee on Rules is authorized to allocate to any such subcommittee from the Contingent Funds of the Senate such sums as the Committee on Rules deems necessary to complete the investigation or study conferred upon that subcommittee. The Senate Committee on Rules shall further allocate, from time to time, to the General Research Committee from the Contingent Funds of the Senate such sums as are necessary to permit the General Research Committee and the members thereof to carry out the duties imposed on them.

Resignation of Investigating Committee Member

12.6. A member of an investigating committee may, during the interim between sessions of the Legislature, resign from such committee by transmitting to the Senate Committee on Rules his written resignation and transmitting a copy thereof to the chairman of the committee from which he is resigning. Such resignation shall be effective for all purposes upon receipt thereof by the Committee on Rules.

Committee on Rules

13. The Committee on Rules is charged with the general responsibility for the administrative functioning of the Senate. The committee shall have general charge of the books, documents and other papers and property of the Senate and shall see that the same are properly kept, cared for, filed or otherwise disposed of in accordance with law and the rules applicable thereto. The committee shall also have the duty of making studies and recommendations designed to promote, improve, and expedite the business and procedure of the Senate and of the committees thereof, including investigating committees consisting wholly or in part of Members of the Senate, and of proposing any amendments to the rules deemed necessary to accomplish such purposes.

The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular general session and shall have the same powers and duties as while the Senate is in session. The committee shall have the authority to fill vacancies in any Senate committee or in the Senate membership of any joint committee.

In dealing with any matter within its jurisdiction the committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members.

The committee may make available to any Senate or joint committee or any Member of the Senate such assistance in connection with the duties of the committee or other legislative matters as the personnel under the direction of the committee or its other facilities permit.

The committee shall make available to and shall furnish to the Senate investigating committees created at this regular session and to each of the members thereof such secretarial and stenographic help as may be reasonably necessary for such committees and each of the members thereof to make and carry on the studies and investigations required by or of them by the resolutions creating such committees, and for such purpose, in addition to any other power or authority, the Committee on Rules may employ such additional stenographic and secretarial assistants as may be necessary, assign and reassign such assistants, prescribe the amounts, times and methods of payment of their compensation, and provide for the auditing of any and all records and accounts in respect thereto. The Committee on Rules shall have general supervision over all clerks, attachés and employees of the Senate and shall have the powers and duties to suspend, discipline or discharge any attachés or employees when necessary.

The Committee on Rules shall constitute the Committee on Introduction of Bills and shall have charge of engrossment and enrollment of bills, contingent expenses of the Senate and legislative printing except insofar as these functions are delegated to the Secretary of the Senate.

The rooms, passages, and buildings set apart for the use of the Senate shall be under the direction of the Committee on Rules and the committee may assign the press desks in the Senate Chamber to accredited newspaper representatives.

Executive communication of nominations sent by the Governor to the Senate for confirmation shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, without debate.

The Senate Committee on Rules shall, at each general session, appoint a Member of the Senate to serve on the Judicial Council and shall have the authority in the interim between general sessions to fill any vacancy in such position that occurs during such interim.

Expenses of Senate Committees

13.1. All claims for expenses incurred by interim investigating committees of the Senate, the Secretary of the Senate, and the Sergeant at Arms shall be approved by the Committee on Rules or its authorized representative, before such claims are presented to the Controller.

All proposed expenditures, including furniture, equipment and other property but not including stationery supplies, shall be approved by the Committee on Rules or its authorized representatives before such expenses are incurred, unless such expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it.

No warrant shall be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with the provisions of this rule.

The Committee on Rules may adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Senate interim investigating committees and regulating the terms and conditions of employment of such employees. Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairman of every such investigating committee.

Alteration, Repair, Improvement to Senate

13.2. Pursuant to the powers vested in the Senate Committee on Rules, and during such time as the Senate is not in session, the committee is authorized and directed to incur and pay such expenses of the Senate not otherwise provided for as the committee determines are reasonably necessary, including the repair, alteration, improvement and equipping of the Senate Chamber and the offices provided for the Senate in the State Capitol.

In order to avoid unanticipated reversions of appropriations for contingent expenses, the Senate Committee on Rules may designate the appropriation from which payment shall be made pursuant to allocations to interim committees or for other purposes. If there should be insufficient money available in any such appropriation to pay all claims pursuant to allocations charged against it, the committee shall designate another appropriation from which such allocations shall be paid.

Rooms and Property of Senate

13.3. The Senate Committee on Rules is responsible for the safekeeping of Senate property after adjournment of each session until the Senate shall reconvene again. The Chief of the Bureau of Buildings and Grounds is directed to leave the Senate Chamber and all the committee rooms and other rooms used by the Senators and officers of the Senate in such condition that they will be available for the use of the Senate at any time; and it is further directed that no persons other than the members, officers and the attaches of the Senate be permitted to occupy or use the offices, committee rooms and other rooms now occupied by the Senate without permission as hereinafter provided, and that the desks, furniture, and other equipment of the Senate be at the disposal of the Senate Committee on Rules upon adjournment of each session and until the Senate shall reconvene, and that no person except Members of the Senate be permitted to occupy any of the Senate's offices or make use of Senate equipment without permission of the committee or its authorized representative.

Inventory of Senate Property

13.4. The Senate Committee on Rules is authorized and directed, through its authorized representative, to make and maintain a complete inventory of all property of the Senate, including all such property in the possession or control of any Senate interim committee. The Committee on Rules shall have custody and control of all such property of the Senate and shall adopt such rules or orders as it may determine are necessary relating to the purchase, care, custody and use or disposal thereof.

STATUS OF STANDING RULES FOR PRECEDING GENERAL SESSION

13.5. The adoption of the Standing Rules for any budget session or special session shall not be construed as modifying or rescinding the Standing Rules of the Senate for the preceding general session, nor as affecting in any way the status or powers of the interim committee created by those rules.

Contingent Expense Fund

13.6. The Senate Committee on Rules is the committee provided for in Section 9126 of the Government Code. The balance of all money in the Senate Contingent Fund, including money now or hereafter appropriated by the Legislature, except such sums as are specifically made available for purposes other than the expenses of designated interim committees, is hereby made available to the Senate Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Senate or joint resolution.

The Senate Committee on Rules is authorized to allocate to the Senate Standing Committee on Finance from the Contingent Funds of the Senate such sums as the Committee on Rules deems necessary to enable the Committee on Finance to consider the Budget Bill during the recess authorized to be taken for that purpose at a Budget Session. The money made available by this rule includes such sums as are specifically made available by the Senate for the expenses of designated interim committees.

Schedule of Committee Meetings

14. The Committee on Rules shall propose to the Senate such schedules for regular meetings of the standing committees as will permit a full attendance of their members without conflict of committee engagements.

The committee may also propose such special committee meetings or special schedules of committee meetings as will facilitate the business of the Senate. Such schedules may provide a special schedule of committee meetings or upon certain days of the week or to meet any special condition which may arise.

Quorum of Standing Committees

15. Each standing committee shall determine (a) its own quorum, and (b) the number of votes necessary to take any action upon any bill, resolution, or other matter referred to it, but at least a majority of all members constituting such committees shall be required to report a bill out of committee.

Powers of Standing Committees

16. Each standing committee of the Senate to which a proposed law or bill is assigned shall have full power and authority during the session of the Legislature or any recess thereof, to make such investigation and study of and concerning any such proposed law or bill as such committee shall determine necessary to enable it to properly enact thereon.

In the exercise of the power granted by this Rule, each committee may appoint a secretary and adopt such rules as may appear necessary and proper to carry out the powers granted and duties imposed under this Rule. It may employ such clerical, legal and technical assistants as may appear necessary when money has been made available therefor by the Senate.

Each standing committee is authorized and empowered to summon and subpoena witnesses, require the production of papers, books, accounts, reports, documents, records and papers of every kind and description, to issue subpoenas and to take all necessary means to compel the attendance of witnesses and to procure testimony, oral and documentary.

The members of such committees are, and each of them is, authorized and empowered to administer oaths, and all of the provisions of Chapter 4 of Part 1, Division 2, Title 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, shall apply to such committees.

The Sergeant at Arms of the Senate, or other person designated by the Sergeant at Arms or by the committee, shall serve any and all subpoenas, orders and other process that may be issued by the committee, when directed to do so upon a vote of the majority of the membership of the committee.

All officers of this State, including the heads of each department, agency and subdivision thereof, and all employees of such departments, agencies and subdivisions, the Legislative Counsel, and all other persons whether connected with the State Government or not, shall give and furnish to these committees upon request such information, records and documents as the committees deem necessary or proper for the achievement of the purposes for which each standing committee was created.

Each standing committee may meet at the State Capitol and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it and may expend such money as may be made available by the Senate for such purpose; but no committee shall incur any indebtedness unless money shall have been first made available therefor.

Special Investigating Committees

17. Except as provided by these rules, no committee for the investigation of any special subject shall be appointed except pursuant to a resolution which shall be entered in the Journal and referred to the Committee on Rules, and which shall be approved by a vote of a majority of the members elected to the Senate. The subject and purpose of the investigation shall be expressed in the title of the resolution and the scope of the investigations shall be consistent with the subject and purposes so expressed. No such committee shall have authority to extend its investigations to subjects not so expressed, nor beyond the scope indicated in the resolution. Unless otherwise directed by the resolution any committee so authorized shall be appointed within 20 days after the adoption of the resolution.

Funerals

17.5. The chairman or vice chairman of the Senate Committee on Rules may designate any one or more of the Members of the Senate as a Senate interim committee to attend funerals in appropriate circumstances. The members so designated shall receive their actual and necessary expenses incurred in the performance of their duties or in lieu of such expenses the same allowances for accommodations and meals, and mileage as is provided by the Joint Rules for members of investigating committees.

The chairman or vice chairman of said Committee on Rules or any Member of the Senate designated by either of said officers may incur such expense as may be necessary for the purchase on behalf of the Senate of suitable floral pieces for any such funeral.

All expenses incurred pursuant to this resolution are hereby ordered to be paid out of the money allocated from the Contingent Fund of the Senate to the said Senate Committee on Rules and disbursed, after certification by the chairman or vice chairman of the committee, or by the committee's disbursing officer appointed and designated therefor by the committee, upon warrants drawn by the State Controller upon the State Treasurer.

No Committee Expenditures Permitted

18. No member of any committee shall be permitted to incur any expense chargeable to the Senate unless authorized by resolution of the Senate.

Printing of Reports

18.5. All requests for the printing of reports of Senate factfinding committees shall be by resolution.

No resolution for the printing of a report of a Senate factfinding committee shall be considered for adoption until it has been referred to the Committee on Rules. The Committee on Rules shall determine

the number of copies needed; and whether or not the report shall be printed in the Journal. In no event shall more than 1,000 copies of any factfinding committee report be authorized by the Committee on Rules on the first printing, exclusive of the Journal copies, if the report is to be printed therein, unless the Committee on Rules finds and determines that there is a special need for that report in greater numbers.

Upon determination by the Committee on Rules that additional copies of a Senate factfinding committee report are required at any time following the first printing of the authorized number of copies, the Committee on Rules may authorize one or more additional printings in the numbers found by it to be necessary and may make funds available therefor.

The State Printer shall hold the type for each Senate factfinding committee report for a period of 90 days from the date of the first printing or for such time as the Committee on Rules deems necessary.

Procedure and Rules

Joint and Concurrent Resolutions and Constitutional Amendments

19. Joint and concurrent resolutions and constitutional amendments shall be treated the same as bills; except, that they shall have but one official reading, which reading shall occur after they have been reported by committee.

Parliamentary Rules

20. In all cases not provided for by the Constitution, these Rules, or by the Joint Rules of Senate and Assembly the authority shall be Mason's Manual.

Suspension or Amendment of Rules

21. No standing rule of the Senate may be repealed or amended except upon an affirmative vote of a majority of the Members of the Senate, one day's notice being given, but any rule not requiring more than a majority vote may be temporarily suspended by a vote of a majority of the Members of the Senate. A rule requiring a two-thirds vote on any question may be amended only by a two-thirds vote on one day's notice, and a rule requiring a two-thirds vote may be temporarily suspended only by a two-thirds vote.

All proposed amendments to these rules shall, upon presentation, be referred to the Committee on Rules without debate.

Introduction and Reference of Bills

Introduction, First Reading, and Reference of Bills

22. Any Senator desiring to introduce a bill shall send it to the Senate desk.

The Committee on Rules shall check all Senate bills prior to introduction and all Assembly bills before reference to committee and shall designate the committees to which they shall be referred. The provisions of Rule 12 referring to the assignment of bills are intended as a guide to the committee but are not binding upon the committee.

Under the order of Introduction of Bills, the Secretary shall assign a number to each Senate bill, shall read it the first time, shall read the name of the committee to which the bill has been assigned by the Committee on Rules, and unless otherwise ordered by the Senate without

debate the assignment of the bill shall then be complete and after printing the Secretary shall deliver the bills to the committee so designated.

Under the order of Messages from the Assembly the Secretary shall read each Assembly bill the first time, shall read the name of the committee to which the bill has been assigned by the Committee on Rules, and unless otherwise ordered by the Senate without debate the assignment of the bill shall then be complete and the Secretary shall deliver the bill to the committee so designated.

Digest of Bills Introduced

22.2. No bill shall be introduced unless it is contained in a cover attached by the Legislative Counsel and unless it is accompanied by a digest prepared and attached to the bill by the Legislative Counsel, showing the changes in the existing law which are proposed by the bill. If any bill is presented to the Secretary for introduction which does not comply with the foregoing requirements of this rule the Secretary shall return it to the member who presented it.

The digest shall be printed on the bill as introduced in distinctive type upon the lower part of the first page thereof.

Introduction of Bills by a Committee

23. Any committee may introduce a bill germane to any subject within the proper consideration of such committee in the same manner as any member.

Introduction of Bills at Special Sessions

24. Whenever at any special session a bill is received at the desk, under the order of Introduction of Bills, it shall be referred to the Committee on Rules which shall decide whether or not such bill can properly be considered at the session. If in the judgment of the Committee on Rules such bill can be considered it shall report it back and designate the committee to which it shall be assigned. Thereafter it shall be assigned a number by the Secretary, be read first time, and referred to the committee recommended by the Committee on Rules unless otherwise referred on motion without debate.

Senate Resolutions

25. All Senate resolutions upon being presented shall be given a number by the Secretary. Such resolutions shall be printed in the Journal and indexed in the History and Journal.

Bills in Committee

Committee Hearings

26. As soon as practicable after the commencement of the session the chairman of each committee shall prepare a schedule of hearings concerning bills referred to the committee. The schedule shall be arranged according to subjects insofar as may be convenient.

The schedules and any changes therein shall be delivered to the Senate as soon as convenient in order that due notice may be given to persons interested in the legislation.

No bill shall be set for hearing, nor shall any notice thereof be published, by a Senate committee until the bill has been referred to the committee by the Committee on Rules of the Senate.

Substitute Committee Bills

27. A committee may amend into one bill related provisions germane to the subject and embraced within the title; and with the consent of the author the committee may constitute such bill a committee bill by striking out of the heading of the bill the line "Introduced by" and the name of the author and substituting therefor "Substitute committee bill of the Committee on" and the name of the committee.

Withdrawal of Bills for Amendment

27.5. Upon request of the author of a bill on which no action has been taken other than the original reference to committee, the chairman of the committee to which the bill has been originally referred may, by his individual action taken independently of any committee meeting, cause the bill to be reported to the Senate with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and re-referred to the committee.

Recalling a Bill From Committee

28. The Senate may at any time by 21 votes recall a bill from committee.

Re-reference to Finance Committee

28.5. It shall be the duty of each standing committee to which a bill is referred to determine (1) whether the bill appropriates money, or (2) whether the bill would result in substantial expenditures of state money by (a) imposing new responsibilities upon the State or (b) new or additional duties upon a state agency or (c) liberalization of any state program, function or responsibility. If the standing committee so determines, the standing committee shall report the bill with the recommendation that the bill be referred to the Finance Committee, in addition to such other recommendations as the standing committee deems desirable.

Any member of the Senate may move to refer a bill to the Finance Committee, and the failure or refusal of the standing committee to recommend that the bill be referred to the Finance Committee shall not preclude such a motion by any member of the Senate.

Consideration of Bills**Order of Making Files**

29. When bills are reported from committee they shall be placed upon the General File, to be kept by the Secretary as follows: All bills when reported to the Senate by the committee shall be placed at the foot of the Second Reading Senate or Assembly File, in the order in which the reports are made, and after the second reading they shall be placed at the foot of the Senate or Assembly Third Reading File, in the order of reading. Unless otherwise ordered by the Senate the File shall be taken up in the following order: Senate Second Reading File, Assembly Second Reading File and Senate Third Reading File, Assembly Third Reading File. The bills upon third reading shall be considered in the order in which they appear upon the File, unless otherwise ordered by the Senate.

An inactive file shall be kept to which bills may be transferred at the request of the author, or on motion, and they shall be so transferred

when they have been passed on third reading file without action three successive times. Bills may be carried on the inactive file by author and bill number without setting for the title.

Bills may be transferred from the inactive file to the second reading file on motion, and after being read the second time such bills will take their place regularly on third reading file and be available for consideration and passage.

Notices of committee hearings shall be published in the File whenever presented by chairman of committees to the Secretary for that purpose. For such purpose bills will be identified by subject or by number.

Re-reference to Committee

29.1. Whenever the Assembly amends and passes a Senate bill the Legislative Counsel shall, within one day after the bill is passed by the Assembly, prepare and transmit to the Secretary of the Senate and to the Chairman of the Senate Committee on Rules, a brief digest summarizing the effect of the Assembly amendment. The Secretary of the Senate shall cause said digest to be printed in the Daily File immediately following any reference in said file to the bill covered by the digest. No such bill may be acted upon until said digest has been received. If the digest discloses that the Assembly amendment has made a substantial substantive change in the bill as first passed by the Senate the bill shall, on motion of the Chairman of the Senate Committee on Rules, be immediately referred to that committee for reference to an appropriate Senate standing committee.

Special Order

30. Any measure or subject may, by vote of a majority of those voting, be made a special order, and when the time fixed for its consideration arrives, the presiding officer shall lay it before the Senate.

Messages From the Governor or Assembly

31. Messages from the Governor or from the Assembly may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, or while a Senator is addressing the Senate.

Messages from the Governor or from the Assembly may be considered when indicated in the order of business or at any other time by unanimous consent or upon motion.

Engrossing Bills

32. All Senate bills, constitutional amendments and joint or concurrent resolutions shall be engrossed before final action is taken on them in the Senate. Engrossment shall consist of comparing the printed engrossed bill with the original bill introduced and any amendments adopted to ascertain that it is correct. When a bill is reported correctly engrossed it shall be substituted on the file for the original bill.

Enrolling Bills

33. All Senate bills shall be enrolled immediately following their final passage and receipt from the Assembly. An enrolled copy of every such bill, amendment or resolution shall be printed and examined to ascertain that it is a true and accurate copy of the measure as it was

passed. It shall then be authenticated by the signatures of the President or President pro Tempore of the Senate and the Secretary or an Assistant Secretary of the Senate and by the corresponding officers of the Assembly and transmitted without delay to the Governor.

DEBATE

Statement of Motion

34. No motion shall be debated until the same be distinctly announced by the President; and it shall be reduced to writing if desired by the President or any Senator, and read by the Secretary, before the same shall be debated.

Regulations as to Speaking

35. 1. When a Senator desires to address the Senate, he shall rise in his place, address the President, and when recognized he shall proceed to speak through the public address system.
2. No Senator shall speak more than twice in any one debate on the same day, and at the same stage of the bill, without leave; and Senators who have once spoken shall not again be entitled to the floor (except for explanation) so long as any Senator who has not spoken desires to speak.
3. When two or more Senators arise at the same time to address the Senate, the presiding officer shall designate the Senator who is entitled to the floor.
4. No Senator shall be interrupted when speaking, and no question shall be asked him except through the presiding officer.
5. The author of a bill, motion, or resolution shall have the privilege of closing the debate.

Order in Debate

36. When a Senator shall be called to order he shall sit down until the President shall have determined whether he is in order or not; and every question or order shall be decided by the President, subject to an appeal to the Senate by any Senator. If a Senator be called to order for words spoken, the objectionable language shall immediately be taken down in writing by the Secretary of the Senate.

Right to Address the Senate

37. No person other than a Member of the Senate or the President thereof, shall address the Senate while it is in session but the Senate may resolve itself into a Committee of the Whole and while sitting as such committee may be addressed by persons other than members.

Questions and Motions

Amendments to Bills

38. When amendments to a bill are reported by a committee or offered from the floor, such amendments shall be submitted in quadruplicate.

Adoption of amendments to any bill in the Senate prior to third reading, other than by roll call, shall not preclude subsequent consideration in committee or on the third reading of the bill, of such amendments or any part thereof by the Senate.

Motion to Lay on the Table

39. When an amendment proposed to any pending measure shall be laid on the table, it shall not carry with it or prejudice such measure.

Division of a Question

40. If a question in debate contains more than one distinct proposition, any Senator may have the same divided.

The Previous Question

41. The previous question shall be put in the following form: "Shall the question be now put?" It shall require a majority vote of the Senators present; and its effect shall be to put an end to all debate except that the author of the bill or the amendment shall have the right to close, and the question under discussion shall thereupon be immediately put to a vote.

Call of the Senate

42. Upon a motion being carried for a call of the Senate, the President shall immediately order the doors to be closed, and shall direct the Secretary to call the names of the absentees as disclosed by the last previous roll call. Thereupon, no members shall be permitted to leave the Senate Chamber except by written permission of the President pro Tempore or in his absence of the presiding officer. Those members who are found to be absent and for whom no excuse or insufficient excuses are made, may, by order of those present, be taken into custody, as they appear, or may be sent for and then taken into custody by the Sergeant at Arms whenever found, or by special messenger to be appointed for that purpose. In the absence of a quorum, a majority of the members present may order a roll call of the Senate and compel the attendance of absentees in the manner above provided.

A call of the Senate may be ordered after the roll has been called and prior to the announcement of the vote.

No recess can be taken during a call of the Senate. During a call, the Senate may consider and transact any matter or business that the Senators then present shall unanimously decide to consider, but no call of the Senate shall be had during a call of the Senate, except that during a call which was ordered for the purpose of procuring sufficient attendance for the conduct of business of the Senate in general and not for any other purpose, such call may be made to apply also to not more than one item of business by motion made and adopted by a majority vote of the members present after the roll has been called and prior to the announcement of the vote on such item of business. Under such circumstances, when the call of the Senate is dispensed with as to the item of business to which it is so applied it shall be deemed dispensed with as to the purpose for which it was originally made. When a call of the Senate is ordered, pending the announcement of the vote upon the completion of a roll call, the pending roll call shall become unfinished business, the consideration of which shall be continued until further proceedings under the call of the Senate are dispensed with, when it will forthwith become the order of business before the Senate.

Reconsideration

43. On the day on which a vote has been taken on any question a motion to reconsider the vote may be made by any member.

The motion may be considered on the day made or on the succeeding legislative day but may not be further postponed without the concurrence of 27 members.

No vote on a Senate bill may be reconsidered on or after the last day fixed for the consideration of Senate bills prior to adjournment and no vote may be reconsidered on the last day of the session.

When reconsideration of the vote by which any bill was passed has been demanded the Secretary shall not transmit it to the Assembly until the demand has been disposed of or the time for reconsideration has expired, but if the bill has already been transmitted to the Assembly the demand for reconsideration shall be preceded by a motion to request the Assembly to return the bill. This motion shall be put to a vote immediately without debate and if not adopted shall preclude a demand for reconsideration.

A demand to reconsider the vote on any debatable question opens the main question to debate and the vote on the reconsideration shall be on the merits of such main question.

Voting by Senate**Rescinding**

43.5. No action whereby a bill has been passed or defeated may be rescinded without the concurrence of 27 members.

Voting on Roll Call

44. Whenever a roll call is required by the Constitution or Rules, or is ordered by the Senate or demanded by three members, every member within the Senate shall without debate answer "Aye" or "No" when his name is called.

The names of members shall be called alphabetically.

No Senator shall be permitted to vote or change his vote after the announcement of the vote by the presiding officer.

Excused From Voting

45. When a Senator declines or fails to vote on call of his name he may, after completion of the roll call, and before the announcement of the vote be required to assign his reasons therefor, and having assigned them, the presiding officer shall submit the question to the Senate: "Shall the Senator, for the reasons assigned by him, be excused from voting?" which question shall be decided without debate. Unless the Senator is excused from voting he shall be required to vote.

Voting by Presiding Senator

46. When the President pro Tempore or any other Member of the Senate is presiding over the Senate he shall vote on roll call the same as though he were not presiding.

Vote Required

47. Unless otherwise required by the Constitution, the Joint Rules of the Senate and Assembly or by these Rules, any action which can be

taken by the Senate requires only a majority vote of the Senate, a quorum being present.

The following actions require 30 votes:

1. To dispense with constitutional provision requiring 30 calendar day delay after introduction before a bill may be heard by any committee or acted upon by either house—(Constitution, Art. IV, Sec. 2).

The following actions require 27 votes:

2. To pass urgency measures—(Constitution, Art. IV, Sec. 1).
3. To suspend constitutional provisions requiring reading bills on three several days—(Constitution, Art. IV, Sec. 15).
4. To pass bills over the Governor's veto—(Constitution, Art. IV, Sec. 16).
5. To increase or diminish the number of superior court judges or to remove judges—(Constitution, Art. VI, Secs. 9, 10).
6. To propose constitutional amendments or revision of the Constitution—(Constitution, Art. XVIII, Secs. 1, 2).
7. To change rate of taxation for state purposes—(Constitution, Art. XIII, Secs. 14, 16).
8. To authorize deposit of public money in banks—(Constitution, Art. XI, Sec. 16½).
9. To remove a member of the Public Utilities Commission—(Constitution, Art. XII, Sec. 22).
10. To change rates or conditions under the State Employees' Retirement System—(Constitution, Art. IV, Sec. 22a).
11. To propose change in location of state capital—(Constitution, Art. XX, Sec. 1).
12. To reconsider the vote by which a concurrent resolution proposing a constitutional amendment is defeated.
13. To rescind the action whereby a bill has been passed or defeated.
14. To suspend the Rule against lobbying in the Senate Chamber.
15. To concur in Assembly amendments to or to adopt a report of a Committee on Conference concerning constitutional amendments or bills which require 27 votes for passage.
16. To concur in any Assembly amendments to, or any conference report affecting, any Senate bill which contains an item or items of appropriation subject to reduction or elimination under the provisions of Section 34A of Article IV of the Constitution.

The following actions require 21 votes:

17. To amend or suspend the Rules.
18. To pass bills, unless under some other Rule a larger vote is required—(Constitution, Art. IV, Sec. 15).
19. To adopt a concurrent resolution approving a county or city charter or amendment thereto—(Constitution, Art. XI, Secs. 7½ and 8).
20. To adopt joint and concurrent resolutions.
21. To reconsider bills, joint and concurrent resolutions.
22. To confirm appointments by the Governor or to reconsider the same.

23. To recall a bill from committee.

24. To concur in Assembly amendments to or adopt a report of a Committee on Conference concerning concurrent or joint resolutions or bills which require 21 votes for passage.

Actions requiring 14 votes:

25. To reconsider a vote by which a concurrent resolution proposing a constitutional amendment was adopted.

Vote Required for Amendments

48. A constitutional amendment or bill requiring a vote of two-thirds of the members elected to the Senate for final adoption or passage may be amended by a majority of those voting.

Contents of Senate Journal

Proceedings to Be Printed

49. The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered in the Journal as concisely as possible, care being taken to record a true and accurate account of the proceedings.

The Journal shall state the name of the Senator presenting each Assembly bill, concurrent or joint resolution or constitutional amendment to the Senate for final action.

Every vote of the Senate shall be recorded in the Journal. The committee vote on each bill reported back by a committee, and if a bill is signed out that fact shall also be recorded in the Journal.

Titles of Bills to Be Printed

50. The titles of all bills, joint and concurrent resolutions, and constitutional amendments when introduced and when acted upon by the Senate, and a brief statement of the contents of each petition, memorial or paper presented to the Senate shall be printed in the Journal.

Other Matters to Be Printed

51. Messages from the Governor (other than biennial messages and inaugural addresses) shall be printed in the Journal, unless otherwise ordered by the Senate.

Letters of transmittal presenting reports of interim committees and reports of such state departments and agencies as shall be made to the Senate pursuant to law or resolutions adopted by the Senate, shall be printed in the Journal, but the reports shall be printed in the Appendix to Journals unless otherwise directed by the Senate.

Duty of Secretary to Order Printing

52. It shall be the duty of the Secretary of the Senate and he is hereby directed during and between sessions of the Legislature to order for the Senate the necessary printing including stationery for the members, and to audit and approve all bills for printing to be charged to the Senate. The Secretary shall order from the State Printer such number of copies of bills, Journals, Histories, Files, forms, and other printing as shall be necessary.

It shall further be the duty of the Secretary to order bills and other legislative publications for which there is a demand printed before the supply of same shall become exhausted.

Printing Only on Written Orders; Rush Orders

53. The State Printer shall not charge any printing or other work to the Senate except as required by law unless he has a written order from the Secretary of the Senate prior to the beginning of the printing or other work. All printing orders by the Secretary shall be delivered as directed by him. The Secretary may, when necessity requires it, order from the State Printer such printing as he deems necessary to be printed in advance of the regular order of business, under specially prepared written order, to be known as a "Rush Order."

Form of Printing Amendments

54. When any bill of either house is amended it shall be immediately reprinted; new matter shall be printed in italics in the printed bill; and matter to be omitted shall be printed in type bearing a single horizontal line through the center and commonly known as "strikeout" type. When a bill is enrolled, all such italics and "strikeout" type shall be omitted and the bill shall be printed in the usual roman type.

The Senate Chamber**Admission Within Bar to Senate**

55. It shall be the duty of the Sergeant at Arms to prevent all persons except Senators, ex-Senators, Members of the Assembly, state officers, officers of the two houses, and such accredited newspaper representatives as have seats assigned to them from coming within the bar of the Senate unless upon the invitation of the President or a Senator. No visitor shall be allowed upon the floor while the Senate is in session.

Regulation for Legislative Representatives

56. No person engaged in presenting to the Senate or any of its committees any business, claim, or legislation, shall be permitted to engage in such business in the Senate Chamber or be permitted on the floor of the Senate at any time while the Senate is in session. Any person transgressing this rule shall be removed from the floor of the Senate and shall be debarred from the privilege of the floor during the remainder of the entire session. The President and the President pro Tempore are charged with the enforcement of this rule, and this rule cannot be suspended except by a two-thirds vote of the entire Senate.

This rule shall not apply to members of either house of the Legislature, officers of the State or other public agencies.

Legislative Representation Committee

57. In addition to any other committee provided for by these rules, there shall be a committee to be known as and called the Special Senate Committee on Legislative Representation, which is hereby declared to be a continuing body authorized to act both during and between sessions of the Legislature.

The committee shall have the rights, powers and duties prescribed in Section 9909 of the Government Code, specifically including but not limited to the authority to grant certificates of registration as legislative advocates, and all the rights and powers of legislative investigating committees as provided by the Joint Rules of the Senate and Assembly.

The committee shall study and analyze all facts relating to legislative representation and the regulation thereof, and shall report thereon to the Legislature at each general session and from time to time as the committee deems necessary, including in the reports its recommendations for appropriate legislation.

The committee shall consist of five Members of the Senate to be selected by majority vote of the Senate at each general session of the Legislature. No more than three members of the committee shall be from any one political party. The committee shall select its own chairman.

Any vacancy occurring between general sessions shall be filled by the Committee on Rules, and the Senators appointed shall hold over until their successors are regularly selected.

RESOLUTIONS

The following resolution was offered:

By Senators Dolwig, McCarthy, Collier, and Burns:

Senate Resolution No. 44

Relating to the death of Harold Manley Miles

WHEREAS, It has come to the attention of the Senate that Harold Manley Miles of Oakland died on January 7th of this year; and

WHEREAS, Mr. Miles was born November 22, 1889, in Brooklyn, New York and thereafter forged his way West to California; and

WHEREAS, Mr. Miles worked arduously with the Southern Pacific Company prior to World War I; and

WHEREAS, In 1925 Mr. Miles returned to Southern Pacific as Assistant Editor of the Bureau of News and in 1926 was admirably elevated to News Editor; and

WHEREAS, Mr. Miles served as special representative for Southern Pacific from 1933 until his retirement December 31, 1954; and

WHEREAS, Mr. Miles' presence was felt everywhere with admiration, esteem, and inspiration; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate deplore the passing of this fine upstanding Californian and desire by this resolution to convey this appreciation of his exemplary life and their sympathy to the bereaved members of his family; and be it further

Resolved, That the Secretary of the Senate be directed to transmit suitably prepared copies of this resolution to his widow, Mrs. Cleopatra Miles, and his three sons, Mr. James Miles, Dr. Charles Miles, and Mr. John A. Miles.

Resolution read, and unanimously adopted on motion of Senator Dolwig.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 332: By Senators Collier, Farr, and Weingand—An act to add Section 5288 to the Business and Professions Code, relating to advertising structures.

Referred to Committee on Business and Professions.

Senate Bill No. 333: By Senators Christensen, Lagomarsino, and Schrade—An act to amend Section 5307.1 of the Labor Code, relating to the powers of the Industrial Accident Commission.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 334: By Senator Stiern (Coauthor: Assemblyman Casey).—An act to amend Section 9701 of the Education Code, relating to textbooks.

Referred to Committee on Education.

Senate Bill No. 335: By Senator Donnelly.—An act to amend Section 31645 of the Government Code, relating to County Employee's Retirement Law.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 336: By Senator Way.—An act to amend Section 18649 of the Financial Code, relating to industrial loan companies.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 337: By Senator Way.—An act to amend Section 1083.1 of the Agricultural Code, relating to commercial stuffs.

Referred to Committee on Agriculture.

Senate Bill No. 338: By Senator Cobey (At the request of the Department of Corrections).—An act to add Section 2713 to, and to amend Sections 2763 and 2784 of, the Penal Code, relating to deductions from compensation of prisoners.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 339: By Senators Grunsky, McAtcer, Dolwig, and Holmdahl.—An act to add Section 6901 to the Public Resources Code, relating to tide and submerged lands.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 340: By Senators Burns, Christensen, Begovich, Collier, Donnelly, Gibson, Cobey, Teale, McCarthy, Lagomarsino, Pittman, Dolwig, Bradley, Way, Murdy, Grunsky, Symons, Sedgwick, Schrade, Backstrand, and Sturgeon.—An act to repeal Section 6401 of, to amend Sections 6653, 6655, 6657, 6660, and 8004 of, and to add Sections 6490.5, 6557, 8004.1 and 8004.5 to, the Elections Code, relating to candidates for partisan office.

Referred to Committee on Rules.

Senate Bill No. 341: By Senator Murdy (At the request of the Department of Agriculture).—An act to amend Sections 160.2, 160.6, 160.9, 1038, 1071, and 1079 of the Agricultural Code, relating to agricultural license fees and other fees, to take effect immediately, tax levy.

Referred to Committee on Agriculture.

Senate Bill No. 342: By Senator Rees.—An act to add Section 12526 to the Government Code, relating to the Attorney General.

Referred to Committee on Judiciary.

Senate Bill No. 343: By Senator Burns.—An act to amend Section 20360.5 of the Government Code, relating to retirement of military personnel in the office of the Adjutant General of the State of California.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 344: By Senators Collier, Gibson, Backstrand, Short, Weingand, Dolwig, Nisbet, Teale, Arnold, Sturgeon, Geddes, and Pittman—An act to amend Sections 7351, 7653, 7654, and 8651 of, and to add Section 7351.5 to, the Revenue and Taxation Code, to amend Sections 9250, 9253, and 9400 of, and to add Section 9401 to, the Vehicle Code, and to amend the heading of Chapter 1 (commencing with Section 2000) of Division 3, and Sections 195, 2004.5, 2104, 2107.5, 2110, 2117.5, and 2152 of, to add Sections 186.1, 186.2, 186.3, 186.4, 186.5, 186.6, 186.7, 186.8, and 2105 to, and to repeal Chapter 2 (commencing with Section 2050) of Division 3, and Sections 2000, 2001, 2002, 2003, 2004, 2005, 2105, 2106, 2110.5, 2111, 2113, 2114, 2115, 2116, and 2117 of, the Streets and Highways Code, to provide a system of county and city streets, roads, and highways and for the financial support thereof, including the levying of taxes and fees therefor.

Referred to Committee on Transportation.

Senate Bill No. 345: By Senator Quick (At the request of the Department of Agriculture)—An act to amend Section 106.5 of the Agricultural Code, relating to plant quarantine inspection stations.

Referred to Committee on Agriculture.

Senate Bill No. 346: By Senators Sedgwick and Stiern—An act to add Article 3 (commencing with Section 6871) to Chapter 8, Division 6 of the Education Code, relating to the education of physically handicapped minors for whom no school district, county superintendent of schools or the State of California has appropriated special education facilities and services for enrolling such minors.

Referred to Committee on Education.

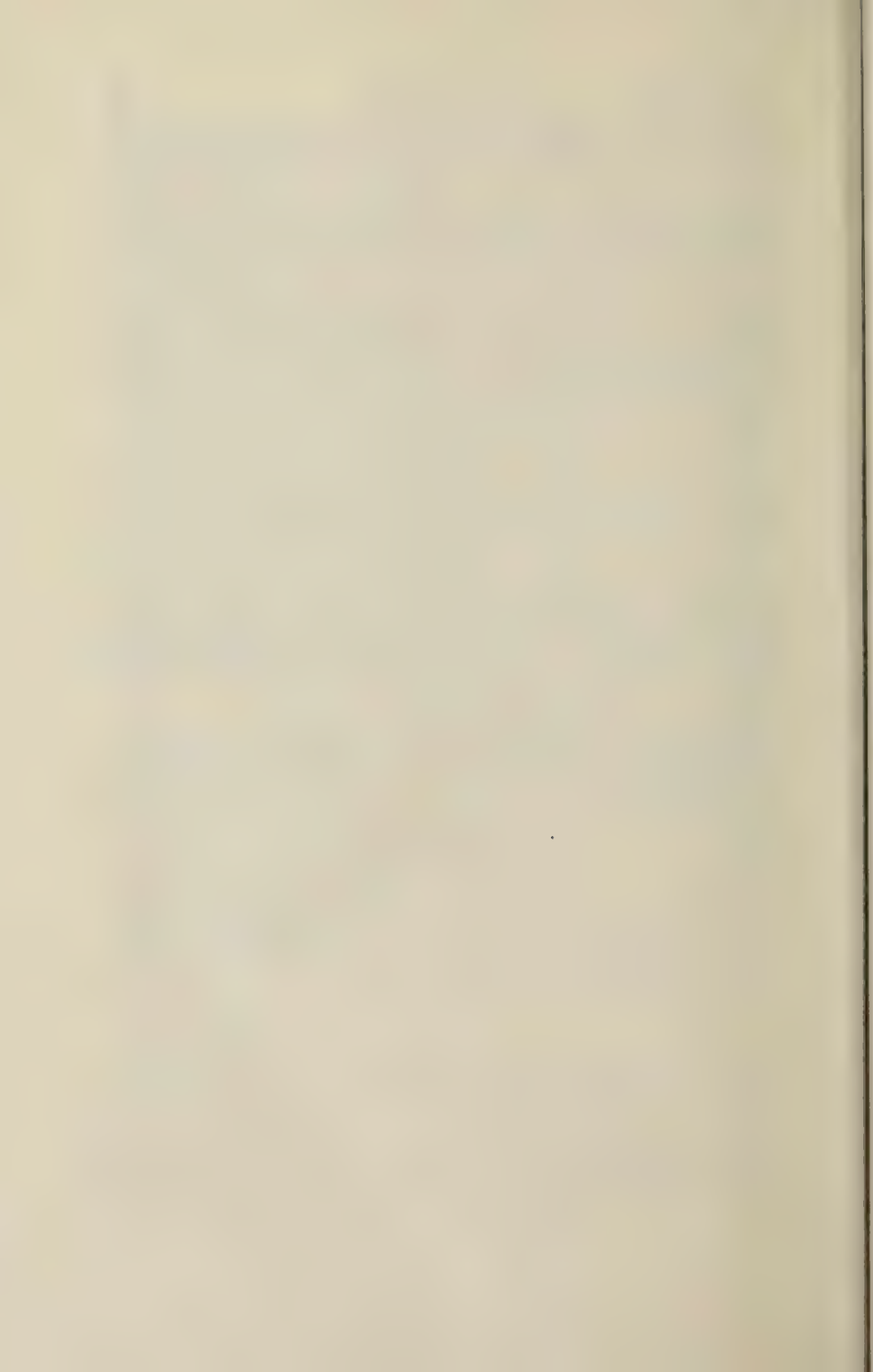
Senate Concurrent Resolution No. 19: By Senator McAteer (Co-authors: Assemblymen Foran, Marks, and Gaffney)—Relative to rates for nursing homes.

Referred to Committee on Public Health and Safety.

ADJOURNMENT

At 11.40 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Thursday, January 31, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTEENTH LEGISLATIVE DAY

NINETEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, January 31, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord God, King of Heaven and of Earth, direct and sanctify, rule and guide with Your grace, our hearts and bodies, our thoughts, words, and deeds according to Your law and in fulfillment of Your commandments so that with Your help we may be happy and free both here and hereafter. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator McAteer, on motion of Senator McCarthy, on legislative business.

Senator Begovich, on motion of Senator Quick, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Kit Parrish of Sacramento.

On the request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Norman Shearer of Santa Barbara.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Mike Monteverdi of Coronado; Mr. John Petersen, Clerk of the Court, San Diego; Mr. George Geyer, Associated Superintendent, San Diego City Schools; and Mr. Tom Shannon, Secretary of the School Board of San Diego.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kan W. Dyal of the Orange Show of San Bernardino.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Warren S. Pittman and Mrs. C. O. Taff.

On request of Senators Sturgeon and Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. E. A. Warner of La Jolla.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Barry Blackwell and Mr. Mike Bennett, both of Sacramento.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Stanley C. Lagerlof and Mr. Frank Jenney, both of Los Angeles; Mr. Daniel L. Small of Pico Rivera; and Mr. Edward K. Reinke of Downey.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Paul B. Salmon of Covina, and Mr. Oden W. Hansen of Whittier.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Livingston: David Escola, Arthur Valdez, Richard Alvernaz, Franklin Onstine, Charles Cotter, Martin Miller, Gary Southerland, Bill Watson; Group Leader—Karen Shafer, Louise Machado, Georgia Tanigoshi, Peggy Batt, Janet Breakfield, Mary Torres, Terry Frost, Mary Lima, Debra Pianezzi, Reba Cooper, and Jean Leach (Color—Red and tan); Group Leader—Franey Canada, Cynthia Bienvenu, Alma Estrada, Margarita Flores, Nora Hennaman, Ramona Reynolds, Marlene Santos, Sherry Yagi, Barbara Alvernaz, and Patricia Buller (Color—Yellow); Group Leader—Betty Cordes, Catherine Arakelian, Marilyn Dyck, Patricia Epperly, Rosalie Hilligoss, Kathy Iwata, Barbara Koehn, Kaye Miller, Sandi Morimoto, and Mary Rassett (Color—Blue); Group Leader—Mary Naldi, Francis Benz, Carolyn Patterson, Loretta Hughes, Judy Hampton, Marilda Ratzloff, Marjorie Carter, Gail Davis, Inez Acosta, and Earline Throwen (Color—Red and brown); Group Leader—Don Dodd, Danny Allen, Leon Horton, Kirk Harris, Jerome Graziano, Steve Koehn, Alex Labuga, Bernard Linan, Mike Lucero, Mike Nesbett, and Doug Neves; Group Leader—Don Hamagushi, Barry DuChense, Vern Galloway, David Lee, Pete Maramontes, Able Rios, Gary Slayter, Marion Sauvedo, David Long, Sam Martinez, Fred Avila, and Cliff Freitas; Group Leader—Gabriel Gonzales, David Betschart, Dale Jantz, Ronald Jantz, Harold Magsalay, Charles Miller, Tim Rhynes, Dale Lawson, Joe Alvernaz (Color—Orange and yellow); Group Leader—David Batt, Fernando Baptista, Dennis Campini, Alvan Canisso, Chester Esau, Vernon Koehn, Richard Marcias, Jerry Morgan, Ronnie Rowe, and Robert Vierra.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

CITY OF TORRANCE, CALIFORNIA
CITY HALL, 3031 TORRANCE BOULEVARD
January 17, 1963

Glenn M. Anderson
Lieutenant Governor, State of California
State Capitol
Sacramento 14, California

HON. GLENN M. ANDERSON: We enclose for your information a certified copy of Resolution No. 63-9 of the Torrance City Council, requesting the Legislature of the State of California to oppose any change in Metropolitan Transit Authority legislation which would permit MTA to levy a tax on Los Angeles County property.

This resolution was approved and adopted at the last regular meeting of the council, January 15, 1963, and a copy ordered directed to your attention.

Yours very truly,

VERNON W. COIL, City Clerk

Encl.

Resolution No. 63-9

Resolution of the City Council of the City of Torrance requesting the Legislature of the State of California to oppose any change in Metropolitan Transit Authority legislation which would permit MTA to levy a tax on Los Angeles County property

WHEREAS, The Metropolitan Transit Authority proposes to request the State Legislature to change the law to permit MTA to levy a tax on Los Angeles County property; and

WHEREAS, MTA's new plan would authorize the authority to levy a tax on Los Angeles County property at a rate not to exceed 15 cents per \$100 of assessed valuation; and

WHEREAS, If said proposed legislation were enacted it would cost the taxpayers of Torrance approximately \$375,000 annually, without commensurate or any benefit;

Now, therefore, the City Council of the City of Torrance does resolve as follows:

SECTION 1. That it hereby requests the Legislature of the State of California to oppose any change in legislation which would permit the Metropolitan Transit Authority to levy a tax on Los Angeles County property.

SECTION 2. That the City Clerk is hereby directed to send certified copies of this resolution to the following officials: Governor Edmund G. Brown; Lieutenant Governor Glenn M. Anderson; Senator Thomas M. Rees; Assemblyman Vincent Thomas; Assemblyman Charles Edw. Chapel and Assemblyman Clayton A. Dills; Senator Hugh M. Burns, President pro Tempore of the Senate; Assemblyman Jesse M. Unruh, Speaker of the Assembly; Chairman of the Assembly Committee on Municipal and County Government; and Richard Carpenter, Executive Director of the League of California Cities.

Introduced, approved and adopted this 15th day of January, 1963.

(SEAL)

/s/ ALBERT ISEN
Mayor of the City of Torrance

ATTEST:

/s/ VERNON W. COIL
City Clerk of the City of Torrance
State of California, County of Los Angeles, City of Torrance, ss.

This is to certify that the foregoing is a true and correct copy of the original document.

Dated: January 17, 1963.

VERNON W. COIL, City Clerk

State of California, County of Los Angeles, City of Torrance, ss.

I, VERNON W. COIL, City Clerk of the City of Torrance, California, do hereby certify that the foregoing resolution was duly introduced, approved and adopted by the City Council of the City of Torrance at a regular meeting of said council held on the 15th day of January, 1963, by the following roll call vote:

AYES: *Councilmen:* Beasley, Drale, Miller, Sciarrotta, Vico and Isen.

NOES: *Councilmen:* None.

ABSENT: *Councilmen:* Benstead.

/s/ VERNON W. COIL
City Clerk of the City of
Torrance, California

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 31, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 21

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 21—Relative to augmenting the funds of the Joint Committee on Legislative Organization.

Referred to Committee on Rules.

RECESS

At 11.15 a.m., on motion of Senator Burns, the Senate recessed to introduce a distinguished guest, the Hon. P. H. Menon, Consul General of India, and a friend of Lieutenant Governor Anderson.

COMMITTEE OF ESCORT

The President appointed Senators Rees, Schrade and Geddes as a Committee to escort the Consul General to the rostrum.

INTRODUCTION

Hon. Glenn M. Anderson, President of the Senate, introduced the Honorable P. H. Menon, Consul General of India, to the Senate.

REMARKS OF CONSUL GENERAL

The Consul General spoke of the similarity of democratic ideals between India and the United States, and the vast difference in the economic condition of the two countries. He talked of the conflict with Red China, and the long border between the two countries which complicates their situation. He spoke of the gratitude of India for the help received from the United States, and said their condition of unpreparedness was due to the poverty of the country: they had to make a choice between bread and guns, but that the people of India would never falter in their fight for freedom. The Consul General thanked the Senate for the privilege of addressing the body.

REASSEMBLED

At 11.22 a.m. the Senate reconvened, Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, January 31, 1963

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 34

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MILLER, Chairman

Request for Unanimous Consent

Senator Cameron asked for, and was granted, unanimous consent to take up Senate Bill No. 34, at this time, for consideration.

CONSIDERATION OF SENATE BILL NO. 34**RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION**

The following resolution was offered:

By Senator Cameron:

Resolved, That Senate Bill No. 34 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF SENATE BILL NO. 34

Senate Bill No. 34—An act to amend Section 20004 of the Education Code, relating to the Junior College Tax Relief Act, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Senate Bill No. 34—An act to amend Section 20004 of the Education Code, relating to the Junior College Tax Relief Act, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary William E. Whitney at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 347: By Senator O'Sullivan—An act to repeal Chapter 18 (commencing with Section 9500), Division 3 of the Business and Professions Code, relating to cleaning, dyeing and pressing.

Referred to Committee on Public Health and Safety.

Senate Bill No. 348: By Senator Christensen (At the request of the Department of Alcoholic Beverage Control)—An act to amend Sections 23320.1 and 23399.2 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 349: By Senator Christensen (At the request of the Department of Alcoholic Beverage Control)—An act to amend Section 23432 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 350: By Senator Stiern—An act to amend Section 215.1 of, and to repeal Sections 215.3 and 215.4 of, the Agricultural Code, relating to swine.

Referred to Committee on Agriculture.

Senate Bill No. 351: By Senators Cameron, Farr, O'Sullivan, Arnold, McCarthy, Quick, and Collier—An act to add Section 13006 to the Fish and Game Code, relating to free licenses, and making an appropriation.

Referred to Committee on Fish and Game.

Senate Bill No. 352: By Senator Regan—An act to amend Section 192 of, and to add Section 192.5 to, the Penal Code, relating to manslaughter.

Referred to Committee on Judiciary.

Senate Bill No. 353: By Senators Petersen, Christensen, and Collier—An act to add Chapter 9 (commencing with Section 12960) to Part 6 of Division 6 of the Water Code, relating to state recreation and fish and wildlife enhancement projects.

Referred to Committee on Natural Resources.

Senate Bill No. 354: By Senator Cobey (At the request of the Water Rights Board)—An act to add Sections 1317 and 1324 to the Water Code, relating to the State Water Rights Board application procedure.

Referred to Committee on Water Resources.

Senate Bill No. 355: By Senator Cobey (At the request of the Water Rights Board)—An act to amend Sections 2047, 2048, 2857 and 2859 of, and to repeal Sections 2044, 2049, 2050, 2860 and 2861

of, the Water Code, relating to the recovery of State Water Rights Board expenses in court references and adjudications.

Referred to Committee on Water Resources.

Senate Bill No. 356: By Senator Cobey (At the request of the Water Rights Board)—An act to amend Sections 1057 and 1550 of, and to repeal Section 2865 of, the Water Code, relating to the State Water Rights Board accounting procedure.

Referred to Committee on Water Resources.

Senate Bill No. 357: By Senator Cobey (At the request of the Water Rights Board)—An act to add Section 1610.5 to, to amend Sections 1600, 1605, 1610, and 1611 of, and to repeal Article 4 (commencing with Section 1615) of Chapter 9, Part 2, Division 2 of, the Water Code, relating to the State Water Rights Board licensing procedure.

Referred to Committee on Water Resources.

Senate Bill No. 358: By Senator McAtter (Coauthors: Assemblymen Marks, Foran, Gaffney, and Meyers) (By request)—An act to add Section 3205 to the Harbors and Navigation Code, relating to the San Francisco Port Authority.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 359: By Senator McAtter (Coauthors: Assemblymen Foran, Marks, Meyers, Burton, and Gaffney) (By request)—An act to amend Sections 74502, 74503, 74504, and 74505 of the Government Code, relating to the Municipal Court in the City and County of San Francisco.

Referred to Committee on Local Government.

Senate Bill No. 360: By Senator Farr (At the request of the Board of Corrections)—An act to amend Sections 3301 and 3305 of the Penal Code, relating to the Board of Trustees of the California Institutions for Women.

Referred to Committee on Institutions.

Senate Bill No. 361: By Senator Farr (At the request of the Department of Corrections)—An act to amend Section 2690 of the Penal Code, relating to removal of inmates from prison.

Referred to Committee on Institutions.

Senate Bill No. 362: By Senator Farr (At the request of the Board of Corrections)—An act to add Section 2092 to, and to amend Section 4011 of, the Penal Code, relating to removal of prisoners in the event of disaster.

Referred to Committee on Institutions.

Senate Bill No. 363: By Senator Rodda—An act to add Section 1171.5 to the Government Code, relating to federal income tax withholding.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 364: By Senator Rodda (At request of Department of Motor Vehicles)—An act to amend Sections 16480 and 16481 of the Vehicle Code, relating to financial responsibility laws.

Referred to Committee on Judiciary.

Senate Bill No. 365: By Senator Rodda (At request of Department of Motor Vehicles)—An act to amend Sections 1803 and 1804 of the Vehicle Code, relating to report of convictions.

Referred to Committee on Institutions.

Senate Bill No. 366: By Senator Petersen—An act to amend Sections 1129, 1307, 1755.5, and 1760.7 of, and to repeal Section 1760.6 of, the Welfare and Institutions Code, relating to the Youth Authority.

Referred to Committee on Judiciary.

Senate Bill No. 367: By Senator Arnold (At request of Department of Alcoholic Beverage Control)—An act to amend Section 24209 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 368: By Senator Arnold (At request of Department of Corrections)—An act to amend Sections 5067, 6200, 6201, 6202, 6203, 6204, 6205, 6206, 6207, and 6208, and the heading of Chapter 9 (commencing with Section 6200) of Title 7, of Part 3 of, the Penal Code, relating to conservation facilities in the Department of Corrections.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 369: By Senator Arnold (At request of Department of Corrections)—An act to amend Section 5055 of the Penal Code, relating to the Director of Corrections.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 370: By Senator Holmdahl—An act to add Part 12 (commencing with Section 15900) to Division 3 of Title 2 of the Government Code, relating to the economic policy of the State.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 371: By Senators McAteer, Collier, Holmdahl, and Dolwig (Coauthors: Assemblymen Knox, Meyers, Petris, Foran, Britschgi, Marks, Bagley, Gaffney, Ryan, Crown, Mulford, and Rumford)—An act to add Title 7.1 (commencing with Section 66500) to the Government Code, relating to the Bay Area Transportation Study Commission.

Referred to Committee on Transportation.

Senate Bill No. 372: By Senator Petersen—An act to validate the acts and proceedings of the Redwood Valley Union School District in regard to the authorization, issuance, sale or exchange of bonds, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 373: By Senator Schrade—An act to add Article 4.5 (commencing with Section 19501) to Chapter 4 of Division 8 of the Business and Professions Code, relating to the licensing and regulation of persons selling, or offering to sell, information predicting the outcome of horse races.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 374: By Senator Christensen—An act to add Section 13380 to the Government Code, relating to payment of physician's fees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 375: By Senator Christensen—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Senate Bill No. 376: By Senator Cameron—An act to add Section 767 to the Financial Code, relating to powers of banks and trust companies.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 377: By Senator Rattigan (At request of Department of Agriculture)—An act to amend Section 19804 of the Business and Professions Code, relating to the standard bread loaf.

Referred to Committee on Agriculture.

Senate Bill No. 378: By Senator Rattigan (At request of Department of Agriculture)—An act to amend Section 12606 of the Business and Professions Code, relating to weights and measures.

Referred to Committee on Agriculture.

Senate Bill No. 379: By Senator Rattigan (At request of Department of Education)—An act to amend Sections 1272 and 1409 of the Education Code, relating to recall of school board members.

Referred to Committee on Elections.

Senate Bill No. 380: By Senator Weingand—An act to amend Sections 8282 and 9002 of the Fish and Game Code, relating to crab and lobster traps, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Fish and Game.

Senate Bill No. 381: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, Holmdahl, Cobey, Burns, and Dolwig (At request of Governor and the Attorney General)—An act to add Section 11921 to the Health and Safety Code, relating to the use of hypnotic or amphetamine drugs.

Referred to Committee on Judiciary.

Senate Bill No. 382: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, Holmdahl, Cobey, Rees, and Dolwig (At request of the Governor and the Attorney General)—An act to amend Section 4229 of the Business and Professions Code, relating to dangerous drug prescriptions.

Referred to Committee on Judiciary.

Senate Bill No. 383: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, Holmdahl, Cobey, Burns, and Rees (At request of the Governor and the Attorney General)—An act to amend Section 4228 of the Business and Professions Code, relating to dangerous drug container labels.

Referred to Committee on Judiciary.

Senate Bill No. 384: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, Holmdahl, Cobey, Burns, Rees, and Dolwig (At request of the Governor and the Attorney General) — An act to amend the headings of Chapter 11 (commencing with Section 6400) and Article 4 thereof (commencing with Section 6520) of Title 7, Part 3 of, and to amend Sections 6400, 6402, 6404, 6405, 6450, 6451, 6453, 6500, 6501, 6506, 6520, 6551 of, and to add Section 6407.1 to, the Penal Code, relating to commitment and corrective treatment of drug addicts.

Referred to Committee on Judiciary.

Senate Bill No. 385: By Senators Regan, Petersen, Christensen, Lagomarsino, Quick, Holmdahl, Cobey, Cameron, and Rees (At request of the Governor and the Attorney General)—An act to amend Section 11166.12 of the Health and Safety Code, relating to triplicate narcotic prescription requirements.

Referred to Committee on Judiciary.

Senate Bill No. 386: By Senators Regan, Christensen, Petersen, Lagomarsino, Quick, Holmdahl, Cobey, and Rees (At request of the Governor and the Attorney General)—An act to repeal Section 11200 of the Health and Safety Code, relating to the exemption of certain narcotic preparations from the prescription requirement.

Referred to Committee on Judiciary.

Senate Bill No. 387: By Senators Regan, Petersen, Christensen, Lagomarsino, Quick, Holmdahl, Cobey, Burns, and Rees (At request of the Governor and the Attorney General)—An act to amend Section 11007 of the Health and Safety Code, relating to a definition of a prescription for a narcotic.

Referred to Committee on Judiciary.

Senate Bill No. 388: By Senators Regan, Petersen, Christensen, Lagomarsino, Quick, Holmdahl, Cobey, and Rees (At request of the Governor and the Attorney General)—An act to add Article 6 (commencing with Section 11280) to Chapter 3 of Division 10 of the Health and Safety Code, relating to pharmacists' records.

Referred to Committee on Judiciary.

Senate Bill No. 389: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, Hohmdahl, Cobey, and Dolwig (At request of the Governor and the Attorney General)—An act to amend Sections 11500, 11500.5, 11501, 11502, 11502.1, 11530, 11530.5, 11531, 11532, 11540 and 11557 of the Health and Safety Code, relating to prior narcotic convictions.

Referred to Committee on Judiciary.

Senate Bill No. 390: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, Hohmdahl, Cobey, and Burns (At request of the Governor and the Attorney General)—An act to amend Section 487 of the Penal Code, relating to grand theft.

Referred to Committee on Judiciary.

Senate Bill No. 391: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, Hohmdahl, Cobey, Burns, Rees, and Dolwig (At request of the Governor and the Attorney General)—An act to repeal Section 4233 of, and to amend Sections 4234, 4235, 4237 and 4238 of, the Business and Professions Code, relating to dangerous drugs.

Referred to Committee on Judiciary.

Senate Bill No. 392: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, Hohmdahl, Cobey, Burns, and Rees (At request of the Governor and the Attorney General)—An act to amend Section 6500 of, and to add Sections 6500.1 and 6500.2 to, the Penal Code, relating to narcotic addiction.

Referred to Committee on Judiciary.

Senate Bill No. 393: By Senators Regan, Petersen, Christensen, Lagomarsino, Quick, Hohmdahl, Cobey, Burns, and Rees (At request of the Governor and the Attorney General)—An act to amend Section 11161 of the Health and Safety Code, relating to narcotic prescriptions.

Referred to Committee on Judiciary.

Senate Bill No. 394: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, Hohmdahl, Cobey, Burns, Rees, and Dolwig (At request of the Governor and the Attorney General)—An act to amend Section 11721 of the Health and Safety Code, relating to the using or being under the influence of narcotics.

Referred to Committee on Judiciary.

Senate Bill No. 395: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, Hohmdahl, Cobey, Burns, and Dolwig (At request of the Governor and the Attorney General)—An act to add Chapter 8 (commencing with Section 11900) to Division 10 of the Health and Safety Code, relating to hypnotic and amphetamine drugs.

Referred to Committee on Judiciary.

Senate Joint Resolution No. 6: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, Holmdahl, Cobey, Burns, Rees, and Dolwig—Relating to federal legislation for the control of barbiturates and amphetamines.

Referred to Committee on Judiciary.

Assistant Secretary Gary Posz at the Desk

Senate Joint Resolution No. 7: By Senators Sturgeon, Sedgwick, Rees, Rattigan, Burns, Short, Collier, Petersen, Christensen, and Lagomarsino—Relative to local airline service to cities in California.

Referred to Committee on Transportation.

ADJOURNMENT

At 11.45 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, February 4, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTEENTH LEGISLATIVE DAY

TWENTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, February 4, 1963

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Almighty and Eternal God, may Your grace enkindle in all men love for the many unfortunate people whom poverty and misery reduce to a condition of life unworthy of human beings. Arouse in the hearts of those who call you Father, a hunger and thirst for justice and for fraternal charity in deeds and in truth. Grant, O Lord, peace in our days, peace to souls, peace to families, peace to our country, peace among nations. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Dolwig led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator McAteer, on motion of Senator Sedgwick, on legislative business.

Senator Backstrand, on motion of Senator Sedgwick, on legislative business.

Senator Teale, on motion of Senator Miller, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Virginia Van Kessel of Sonora and Mr. C. E. Harthorn, Assessor of Sonora.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Trussel of Crescent Mills, Plumas County.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Kenneth Davis of Pasadena.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. R. D. Velliquette of Hawthorne.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Penryn Elementary School: Adults—Mr. William Elkus, Principal; Mr. Hogen Fujimoto, Mrs. Ruth Hanaway, Mrs. Hisa Horiuchi, and Mrs. Louise Matteson. Students—Kathy Angel, Cynthia Annis, Jacqueline Benson, Edwin Blagdon, Mary Lea Clark, Linda Cook, Barbara Davis, Marcella Daugherty, Warren Fletcher, Kenneth Fujimoto, Sandra Haley, Alan Hanaway, Judy Harrison, Edward Horiuchi, Dwight Hutson, Dennis Itow, Roderick Kelt, Lorna Matteson, Christopher Morgan, Gloria Nishimoto, Sharon Okusako, Deanne Owens, Judy Sakauye, Frank Shelton, Donald Stevens, Pam Stroh, Francie Triano, and Joni Warwick.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Schearer of Oceanside, Janet Backley of West Covina, and Marlene Vineyard of Baldwin Park.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF EDUCATION
STATE EDUCATION BUILDING, 721 CAPITOL AVENUE
SACRAMENTO 14, January 25, 1963

Hon. Jesse M. Unruh
Speaker of the Assembly
State Capitol, Sacramento 14

Hon. Hugh M. Burns
President pro Tempore
Senate Chamber
State Capitol, Sacramento 14

DEAR SIR: Pursuant to the provisions of Section 2 of Senate Bill 672, Chapter 1758, Statutes 1959, we are submitting herewith the second report on Occupational Training Programs for Physically Handicapped and Mentally Retarded Minors.

The Department of Education shall be pleased to be of every assistance to the Legislature in its consideration of this report.

Sincerely,

MAX RAFFERTY

Letter of transmittal ordered printed in the Journal, and report filed with the Secretary of the Senate.

MESSAGES FROM THE GOVERNOR

STATEMENT ON CAPITAL PUNISHMENT

By

Governor Edmund G. Brown

To the Senate and Assembly of the Legislature of California:

I ask this Legislature to enact a moratorium on capital punishment.

It is my personal conviction we should abolish the death penalty entirely. I am willing, however, to set aside temporarily my opposition to all state executions in order that we may put this highly emotional and divisive issue to the test of a moratorium. I would hope that even the most adamant defenders of capital punishment would, similarly, accept this opportunity to prove their case.

There is now before you a proposal to limit imposition of the death penalty the next four years to those who commit first degree murder after a prior conviction for the same offense; to those who commit first degree murder involving two or more victims; to those who murder in the course of a kidnaping; to those who murder while in lawful custody, and to those who murder a peace officer or a person assisting a peace officer in the performance of his duty.

I support this proposal and will carry the case for its enactment not only to this Legislature but to all the citizens of California.

But let this be understood. I accept the five exemptions not because I believe they will deter the crimes in question. I accept them because they remove the most common objections to total abolition. It is better that we move one step away from the barbaric practice of capital punishment than not move at all.

I.

The trend among humane and forward-looking state and national governments is toward diminution of the death penalty. Even jurisdictions which refuse to abolish it have become increasingly selective in its application. In the three decades since 1930, the national average of state executions has shrunk from 167 to 72 a year.

Yet California, a model for the nation in social and correctional reform, continues to run counter to the trend. We have led all other states the past three years in the number of executions. In the years 1960 through 1962, 28 persons were put to death in our gas chamber. But there were only eight executions in New York—a state similar to ours in population, ethnic concentration and socio-economic structure. We had 11 executions last year alone and New York had none.

Is it not time to ask ourselves why California broadens its application of capital punishment in an age when most states and nations are turning away from it as an effective deterrent to capital crime?

You know where I stand. I oppose capital punishment because it weakens the very society it is meant to protect; because it shames the public conscience and denies the entire rehabilitative concept of modern penology.

I oppose capital punishment because it is more vengeful than punitive; because it is more an act of hate than of justice. We kill the

murderer because we fear him, not because he is beyond rehabilitation or control. We kill him not for his crime but in the blind hope that others may not commit his crime.

And we can take no pride from the knowledge that we often equate the darkness of a man's crime with the darkness of his skin—his right to live with the rightness of his status in life.

I oppose capital punishment, too, because it brutalizes man; because a society that takes human life cannot invest its citizens with respect for human life.

To those who invoke the ancient code, "an eye for an eye, a tooth for a tooth," I answer that society must live by an ethic and an intelligence above that of the homicidal psychotic. The murderer most often kills in the heat of passion and with only a moment's forethought. But we who judge him kill coolly and with long premeditation.

Let us invoke, rather, the Biblical commandment, "Thou shalt not kill," and apply it as rigidly to the State as we now apply it to citizens of the State.

I recognize there is no clear consensus among us on the moral justice or injustice of capital punishment. Nor is there consensus on the compassion we should or should not feel for those who have died, and who now await death, at our hands.

For that reason, I will not center my present argument for a moratorium on the controversial grounds of public morality or pity for the lowest members of an imperfect society. Rather, I will confine my case in chief to that which is not debatable in the light of reason and of historical knowledge:

The failure of capital punishment to deter capital crime.

The unjust and unpredictable enforcement of the death penalty in California.

II.

Punishment is a deterrent to crime only if it is swift and certain. But of all major crimes, the punishment for homicide is most subject to the law's delay and to the inconsistencies of our courts.

The evidence is clear. In 1961 there were 609 homicides in California. Only 106 defendants were found guilty of first degree murder and only 20 were given the sentence of death.

How can it be argued that our gas chamber is an effective deterrent if only one murderer in 30 is actually sent to Death Row?

Of the 20 who did receive death sentences for murder in 1961, only five went to the gas chamber by January 1, 1963. Of the remaining 15, one already has won a reversal of penalty and three more will win reversals if the historical ratio pertains. As Governor, I have given executive clemency to another four, commuting their sentences to life without possibility of parole.

It is probable, then, that only 12 of the 609 murderers actually will surrender their lives to the State. What possible deterrence can there be in a penalty we invoke only 2 percent of the time?

My argument would not stand if we put to death all murderers who were found to be sane. Then, at least, punishment would be certain, if not swift. But I cannot believe a person contemplating murder is much afraid of a penalty he has 49 chances in 50 of escaping.

I will concede our random enforcement of the death penalty in California is not in itself an all-convincing argument against deterrence.

The incontrovertible proof is to be found in those states and nations which have given up the death penalty. In no instance has there been a meaningful increase in homicides after abolition. To the contrary, many states and nations without capital punishment have an incidence of murder below that of contiguous and comparable jurisdictions where the death penalty is in effect.

States without the death penalty, or with minimum enforcement of it, rank among the lowest in homicides. Yet 12 southern states, all of whom enforce the death penalty vigorously, have the highest incidence of murder.

If capital punishment is not a deterrent, what arguments are left to its defenders?

Retribution—society's right to avenge itself against the offender?

Society has no such right. The purpose of punishment is to rehabilitate or control, not destroy.

Self-protection—the certainty that a dead murderer can never repeat his crime?

Recidivism is rare among first degree murderers who are given parole. The bandit or kidnaper is far more likely to commit murder after his release—and the record proves it. Should we, then, execute all who have been found guilty of crimes of violence?

Capital punishment not only fails to deter capital crime but is actually an obstruction to the swift and certain administration of justice.

The reluctance of many juries to impose it often permits the first degree murderer to escape with a second degree or manslaughter conviction.

The division of murder cases into three separate trials for guilt, sanity and penalty is costly to the taxpayer and wasteful of the time and resources of a court system whose calendar is already oppressive.

We confine the issue of sanity almost entirely to murder cases, requiring the services of psychiatrists for both defense and prosecution and giving rise to the persistent controversy over the modern application of the M'Naghten Rules.

Only last week a man went to his death in our gas chamber who was found to be mentally sick but legally sane. The sophistry of such distinctions should torture the conscience of us all.

A moratorium would largely eliminate the sanity phase of murder trials and insure a swifter and more precise determination of crime and punishment.

I believe, too, a moratorium would end our modern equivalent of the Roman Circus, the lurid and emotional atmosphere in which society must render the most awesome of its judgments—life or death for one of its citizens.

Let us restore such trials to their proper setting of order and dignity.

And let us admit the law is subject to error—the **ugly chance we** might condemn the innocent.

In 1938 a man by the name of John Henry Fry was sent to San Quentin for the willful slaying of his wife. He was under the influence

of alcohol at the time of the crime and was uncertain of his own guilt or innocence. But he chose to plead guilty to manslaughter and was given a sentence of 1 to 10 years.

A year later another man was found to be guilty and I issued a full pardon to John Henry Fry.

The point to remember is this. An innocent man could have been sent to his death, on the evidence in the case, had he chosen to plead not guilty and gone to trial on a first degree murder indictment.

III.

Our hit or miss enforcement of the death penalty in California is not unlike a wheel of chance.

We execute a man but let the woman live for identical crimes.

Indeed, the odds against the murderer change with the weapon he chooses. If he shoots his victim, the odds favor his execution. If he bludgeons or poisons his victim, the odds favor life imprisonment.

Even in advance of his trial he gambles with his life. Should he plead guilty and hope for leniency from the court? Or should he plead not guilty and risk death?

There are in Death Row today felons awaiting execution for crimes identical in degree and extenuation to those for which other prisoners are serving life terms with possibility of parole.

The murderer even gambles on the jurisdiction in which he commits his crime. There are counties in California in which juries have never sent a murderer to Death Row.

Is it just that such abstract elements should decide the issue of life or death? I think not.

We come now to one of the most damning indictments of the death penalty. It is a fact that we sentence to death members of minority races, the poor, the unintelligent and the friendless for crimes we are prone to minimize in defendants who are more like ourselves.

The Negro who kills in a robbery is much more likely to die in our gas chamber than the influential executive who kills for community property.

In California last year we took the lives of six Caucasians and five members of minority races. Nationally in 1961 civil authorities took the lives of 42 persons. Of this number 20 were Caucasians and 22 were Negroes—a ratio far out of proportion both to population and division of offenses.

Can we deny that capital punishment imposes a further, and fatal, discrimination against those among us who already are the most common victims of bigotry and prejudice?

As for the poor of all races, it is clear we execute them in disproportionate numbers because they lack the resources to retain the most skillful counsel or to press their cases to the ultimate.

I do not intend this as criticism of our public defenders or of attorneys the courts appoint to defend the indigent. But one has only to compare the extent of appeals in cases involving private as against public counsel to illustrate the point.

I submit to you, then, that a moratorium not only would support the case against deterrence but would banish the inequities that plague our present enforcement of the death penalty. And we must banish them as an act of public conscience.

IV.

I have had to live intimately with capital punishment for all the 19 years of my public life. As District Attorney, Attorney General and Governor, I have upheld the death penalty because it is my sworn duty to uphold it. And I will continue to do what the law commands whatever decision this Legislature may reach.

In my early years as a District Attorney, I was an advocate of the death penalty. But with the passing of time and my close association with hundreds of death penalty cases, I have come to believe that capital punishment is a failure—and the preponderance of evidence bears me out.

This Legislature and I have agreed in the past that prejudice, poverty and ignorance are direct causes of criminal behavior.

We have agreed that we must outlaw racial discrimination; that we must legislate against the slum and the ghetto; that we must improve our systems of vocational rehabilitation, and that we must raise the living standards of all our citizens.

Can we, then, not agree on a more realistic and humane philosophy toward the victims of the very conditions we deplore in common and act in common to improve?

The case I argue is controversial. There is strong public disagreement over the entire question of capital punishment and that disagreement finds its partisans in this Legislature.

But can we not submit our differences to the test of time? Can we not join those states and nations which recognize that no society is infallible in its judgments and that no man is beyond hope—beyond our power and God's to redeem him?

Respectfully submitted,

EDMUND G. BROWN, Governor

January 31, 1963

Message read, and ordered printed in the Journal.

BUDGET MESSAGE

By

Governor Edmund G. Brown

To the Senate and Assembly of the Legislature of California:

I present with this message my budget for the 1963-64 fiscal year.

It recommends expenditures of \$2,945,027,761 from current income, and \$305,374,208 from capital outlay bond issues—a total of \$3,250,401,969.

Of that total, \$3,167,000,000 represents program commitments already made by the Legislature or the electorate of the State of California through the Constitution, statutes or bond authorizations.

Of the remaining \$83.4 million, \$30.7 million is for salary increases and \$52.7 million is for new program or improved levels of service. Of this last amount \$30 million is for additional aid to local school districts.

I emphasize that the new and improved services represent only 1.6 percent of the total budget.

This budget is once again soundly but narrowly in balance. It proposes no new or higher taxes, but requires acceleration of collection of personal income, bank, corporation and insurance taxes to put them on a current basis. The State of California can no longer afford the luxury of permitting payment of some taxes more than a year after it must meet the cost of providing essential services.

This budget conforms to the strictest standards of austerity. Additional hundreds of millions of dollars in requests were eliminated through refusal or drastic scaling down of the amounts sought.

In my judgment, this budget recognizes both the most pressing requirements of our growing population and the necessity of maintaining the traditional quality of government services in California.

This is the largest state budget in the history of the nation, but this State now has the largest population of any state in the nation.

This budget again sets a new record, but every budget in the foreseeable future of California will either set a new record or ignore the minimum annual requirements of our astounding growth.

Despite the sheer size of recent budgets, moreover, it is noteworthy that in the last decade California's tax burden has dropped from a position of 19th among the states in 1953 to 31st today. And its net debt of \$2.68 per \$100 of personal income is 33rd among the states and compares to an average of all the states of \$4.04 per \$100 of personal income.

Not only in the last decade, but since World War II, it would appear that California has used its resources wisely to provide the base on which we have built an economy steadily expanding at a more rapid rate than the rest of the nation.

In education, water, highways, social insurance, public health, employment and safety we have invested in programs which have not just repaid us, but have provided unmatched economic dividends.

Personal income for the nation is expected to rise 3.5 percent this year. By coincidence, California's population is also expected to rise 3.5 percent, but the State's personal income will rise an anticipated 5.7 percent. It is this trend which has carried California's share of the national income from 9.24 percent 10 years ago to an expected 11.4 percent this year, again a percentage greater than our proportion of the population.

It is in terms of this remarkable performance of California's economy and of the role played by governmental services in that performance this budget should be evaluated.

Whether the proposed expenditures are in the area of current operating expenditures or in the financing of capital projects, the tests are the same.

Do they economically and efficiently provide direct and necessary services to the people of California today? Do they constitute prudent investments in human and natural resources to meet the long range demands of the future of the leading state in the nation? If the expenditures proposed here do neither, I invite you to delete them.

As in past years, I again seek your counsel on how to produce true economies, economies that do not impair today's needed services or add unduly to the already certain burdens of tomorrow.

I ask you to remember always that ours is a growing family. We have no option but to build and to provide.

Our growth and price increases alone account for an automatic addition of about \$135 million or 4.6 percent of proposed operating expenditures.

As for capital projects, they are almost all for growth. Sale of \$157 million in water bonds will more than double our pace in the California Water Plan's race against time and population trends. Approximately 85% of the \$148 million in state building bonds will go to keep California first in providing facilities for tuition-free higher education.

We must remember also that growth imposes as heavy a burden on local government as it imposes on the State. This budget provides an increase of \$153 million in subventions to cities, counties and local districts for education, health, welfare and flood control.

This will raise the total amount of local assistance money spent not by the State but by its subdivisions of \$1,652,000,000 or 56% of total operating expenditures.

Look for economies, yes, but not at the expense of necessary functions of government—either state or local.

In the same spirit, I renew my own pledge to economize as fully as possible in the administration of this budget. In my first term of office, our average management savings were more than \$24 million a year, and I will do my best not only to maintain that average, but to improve upon it.

I want to add another promise at this time.

Both you and I have encountered steadily increasing difficulty in dealing with the complexities and intertwined detail of the massive itemized budget which accompanies this message.

I commend to your attention the introductory summary program statements on revenues and expenditures in the budget document, but I do not believe they satisfactorily meet this problem.

I intend to submit a budget to you next year which will more clearly establish the lines between operating expenditures and long-term capital investment programs—a budget which will make easier our joint task of searching for economies and measuring program effectiveness against program costs.

At the close of this message, I propose to discuss briefly specific proposals for major new expenditure programs and increased levels of services or local subventions. It will also detail my salary recommendations.

First, however, let us examine projections of revenue from our present tax system and a series of tax reform and conformity measures.

These two elements are essential to the support of the proposed expenditure program, and deserve your fullest consideration.

To begin, although the rate of growth in our economy is substantially ahead of the nation as a whole, it will not move as rapidly during the coming year as it did last year.

The Gross National Product advanced from \$518 billion to \$554 billion in the 1962 calendar year, a gain of \$36 billion. Our projections are based on a GNP of \$575 billion in 1963, a gain of only \$21 billion. That means a relatively lean year in growth of revenues from California's present tax structure and collection system. While the longer term prospects are good, collections for the 1963-64 fiscal years would leave a gap of about \$150 million between revenues and the proposed expenditure program were we to make no changes in our revenue system.

I am recommending to you, however, a series of long overdue reforms in our present procedures for collecting personal income, bank, corporation and insurance taxes which will close the gap, not only for the 1963-64 fiscal year, but for the succeeding fiscal year.

Let it be clear at the outset that there are no new or increased taxes involved in these proposals. To the contrary, I propose to remove 850,000 low income taxpayers from the rolls this year and to forgive one-quarter of all personal income taxes due for the year 1964.

Of these reforms, two are most important.

The first would end California's present unusual system of permitting personal, corporate and bank taxpayers to pay on an installment basis *after* the date due.

In other words, a man who moved to California in January of this year and immediately received the benefit of all state services, would not have to pay any income tax until April 15, 1964, and even then could pay in two installments thereafter without any additional penalty or interest.

The State would not receive its first payment for 15 months and its final payment for 24 months, yet would be paying the bills for services rendered for the whole 24 months.

No newspaper would or could be as generous to a new subscriber. No other manufacturer or supplier of services could function successfully on such a basis. No union could accept a new member on these terms. Yet we get 600,000 new citizens every year and they are entitled to immediate service—whether educational or institutional, whether in the form of highways or an adequate water supply.

The first major step in this tax reform program would simply be a requirement that all taxpayers meet their full tax for 1963 by April, 1964. Tax collections would then be current on at least an annual basis.

The second major step would be to install a withholding system on July 1, 1964, accompanied by a system for a quarterly estimating and payment system for individuals and semi-annually for banks and corporate taxpayers.

This would operate just as the long-established federal system does, and would, in fact, make the handling of the two tax obligations simpler and easier for the taxpayer.

Since the state income tax has little impact on family incomes under \$10,000, and a much lesser impact on incomes above that amount than the federal tax, installation of the withholding tax in mid-year after more than a year's notice would cause little difficulty.

Moreover, because of the extra revenue generated by the acceleration to a pay-as-you-go system, the State could provide a 25% forgiveness, and I recommend that this be done. The forgiveness I propose would amount to \$85 million for individuals and \$65 million tax credit for banks and corporations which in the past paid a double tax when they started operations in California.

I should note here that 26 of the 32 states having a general personal income tax provide for withholding. Of the 26, only three forgave any part of the previous year's taxes when they began withholding, and all three did so because they coupled withholding with tax increases. I propose no such increase, but I believe the 25% forgiveness is justified nonetheless.

There are other compelling reasons for adopting these measures. Although we in California are proud of our excellent tax enforcement, it is estimated that at least 100,000 Californians leave the State annually, many of them without paying state income taxes before they depart.

In almost every one of the states which have adopted withholding, the new revenue produced has exceeded expectations substantially.

If California is to avoid levying new taxes, it must receive full and equitable return from its present revenue structure and this is the only satisfactory way to insure full compliance at a reasonable cost.

Some have been concerned about the cost of withholding to business. It will cost the State, which employs more than 130,000 persons, only about 30 cents per employee a year, certainly not an amount which would indicate an undue burden on other employers, large or small.

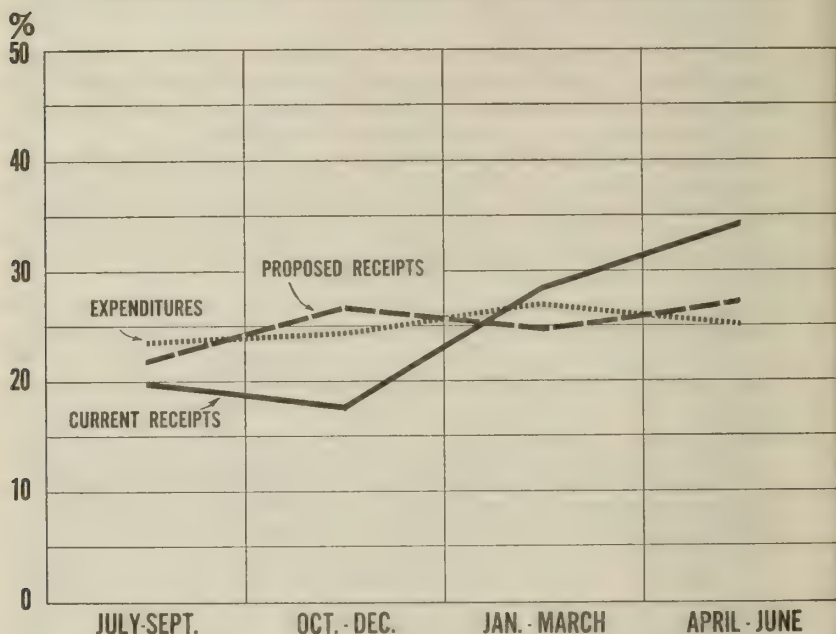
The proposals would solve another difficult problem.

We now not only must wait up to 24 months to collect for today's services, but we must borrow from ourselves in order to maintain a reasonably even relationship between revenues and expenditures within a given year.

We receive the bulk of our revenues in the second half of the fiscal year. In order to keep up with demands in months of minimum revenue receipts, the General Fund must borrow from special funds and repay not only the principal, but the interest which would have accrued if the funds had been left invested in securities or in bank deposits.

This fiscal juggling as illustrated in the chart below is contrary to all sound money management policy, and the time has come to end it.

IMPROVED PATTERN OF GENERAL FUND INCOME AND OUTGO



This chart shows the improvement in the flow of State General Fund revenue which will result from income tax withholding and current tax payments by banks, general corporations and insurance companies. The revenue trough experienced in the October-December quarter under the present system will be eliminated, and the peak flow of the April-June quarter will be materially reduced by the proposed plan. At the same time revenue receipts in every quarter will more closely align with expenditure requirements of that quarter.

The following table shows what these proposed tax reforms plus a number of supplementary reforms and changes would provide in added revenue for the next two fiscal years.

TWO-YEAR PLAN TO BRING TAX COLLECTIONS CURRENT WITH OBLIGATIONS

An outline of revenue sources, changes recommended and amounts involved in each of the two ensuing fiscal years are given in the following summary.

	(In millions)	
	1963-64	1964-65
<i>Bank and Corporation Tax:</i>		
Eliminate installment payment privilege effective January 1, 1964	\$82.5	\$10.8
Provide for payment of estimated tax on current business profits, with credit offset for double tax in second year of operation in California	-	32.0

	(In millions)	
	1963-64	1964-65
Adopt present federal limitations on business deductions for gifts, entertainment, club dues, etc. -----	\$1.0	\$1.2
Totals, Bank and Corporation -----	\$83.5	\$44.0
<i>Personal Income Tax:</i>		
Eliminate tax liability below \$5 (single) and \$10 (married or head of household) -----	—\$2.5	—\$2.5
Eliminate installment payment privilege effective January 1, 1964 -----	35.0	4.7*
Adopt withholding procedures and estimated tax declarations effective July 1, 1964, with forgiveness of one-quarter of the tax due on 1964 incomes -----	—	96.2
Adopt present federal limitations on business deductions for gifts, entertainment, club dues, etc. -----	0.5	0.7
Totals, Personal Income -----	\$33.0	\$99.1
<i>Insurance Tax:</i>		
Provide for quarterly remittance of tax after January 1, 1964 -----	\$22.0	\$1.5*
Eliminate principal office deduction -----	†	5.3
Transfer surplus line brokers' tax to the General Fund -----	—	0.7
Eliminate constitutional rate provision -----	†	‡
Totals, Insurance -----	\$22.0	\$7.5
<i>Gift Tax:</i>		
Conform with federal law by reducing the annual exemption from \$4,000 to \$3,000 -----	\$0.5	\$0.5
Totals, Revenue -----	\$139.0	\$151.1
<i>Oil Royalties:</i>		
Redistribute royalty income in order to make unneeded balances available for education -----	\$26.3	no estimate
Grand Totals, All Sources -----	\$165.3	\$151.1

* Increase due to annual growth in the tax base.

† Requires constitutional amendment.

‡ No change anticipated at this time.

The most important of the other changes is a proposal to change the handling of our tidelands oil and gas bonuses and royalties.

Under present statutes, most of the revenues are assigned to the California Water Fund.

Because of stepped-up tideland leasing activity, however, more money is going into the California Water Fund than was contemplated earlier or is now required.

I therefore propose enactment of a new statute which would guarantee to the Water Fund the approximately \$9 million needed to meet our standing commitments to the California Water Plan, but divert whatever remains from the conservation of natural resources to the conservation of human resources, or, to be more specific, to education.

This will be increasingly important as development proceeds on the rich new Long Beach tidelands area.

If the entire revenue program proposed above is enacted, California will be able to meet its fiscal commitments without hardship through the next two fiscal years.

Since this plan was first set forth publicly, however, concern has been expressed that most of the revenue advantages would be behind us by 1965, and that we would then face a major new tax problem.

Our economic studies show just the opposite. The career economists in the Department of Finance believe that the gap between expenditures and revenues will lessen rather than widen. Instead to today's gap of \$150 million, they estimate a gap of perhaps less than \$100 million in 1965.

There are three basic reasons for this projection. First, the President's tax cut program, with its favorable impact on our revenues and the nation's growth pattern, would substantially improve the ratio of growth between California's revenues and our expenditures, thus narrowing the present gap. Second, we will have learned how much income tax is being evaded, and have added that extra amount to our revenue projections. Third, we will begin to receive much more substantial revenues from Long Beach and other rich tidelands leases.

It would be foolish to predict now whether or not we will need some additional taxes in 1965.

But it would be even more foolish to increase taxes or impose new taxes today when this two-year program makes it not only unnecessary, but unwise to do so.

By 1965, there is a reasonable chance that there will be no need for additional taxes, or that the need will be minimal.

I recommend that we adopt the changes I propose today, then reappraise our total position in 1965.

In the meantime, however, we must take added precautions to make our position in 1965 as strong as possible. We must keep the expenditure base set forth in this budget firmly under control. Only in this way can we prevent added expenses from erasing the advantages of the added revenues we foresee.

There is yet another excellent reason to defer consideration of any other fundamental changes in our tax structure until 1965.

As I noted in my inaugural message, I believe this session of the Legislature should authorize creation of a tax commission to undertake during the next two years a fundamental analysis of our local and state tax structures and their increasingly complex relationships.

That commission should report both to the budget session next year and the general session of 1965 on possible methods of apportioning responsibilities for support and tax resources equitably among the State and its various subdivisions.

We all know that the property tax, the principal source of local revenue, is frequently burdensome and often unfairly applied.

At the same time we know that this fact continues to force local officials to ask for state tax funds to finance activities which most would agree are local responsibilities.

I will later send you a special message on this subject, but the proposed creation of a tax commission to report in 1965 is one more strong and central reason to adopt the revenue reform recommendations contained in this budget.

Against this background, I now ask you to consider the following noteworthy expenditure proposals:

EDUCATION

In this budget, as in my past four budgets, I assign first priority to public education. The dramatic increases in our school population, and the public's wise insistence on the highest academic standards, compel this emphasis.

I recommend expenditure of \$1,233,000,000 for public education from current income—an increase of \$98 million. The total figure amounts to more than 42 percent of total revenues for 1963-64. Four-fifths of the increase or \$78 million will augment present apportionments for average daily attendance.

Our public schools, from kindergarten through junior college, will have an attendance of more than 4 million in the next fiscal year—a growth of more than 220,000. Under present law, this growth would require an additional state contribution of \$48 million. I propose, however, that we add \$30 million more to that amount to relieve demands on the local property taxpayer.

But I firmly believe you should not make the additional \$30 million available unless you also enact a realistic program of countywide equalization, which in itself would produce still another \$25 million a year.

Islands of assessed wealth should contribute their fair share to the cost of public education. The present system enables rich districts to contribute a negligible fraction of assessed valuation to the schools while property owners in poor districts pay three and four times as high a percentage.

Democracy requires that we share the cost of schools just as we share the cost of public recreation or public health.

I also propose that the State strengthen its long-neglected public library system by encouraging regional co-operation and the formation of adequate library service areas. Funds to implement this program have been included, subject to your approval of a formula for distribution of these grants.

Continued growth of our college age students will again require substantial additional support for the University and State College Systems. With 12,000 more students, these institutions will require operating funds of \$266 million. Commitments for future enrollments

will also require additional classrooms and other educational facilities totaling \$125 million from the state building bond issue approved at last November's election. This includes \$67.5 million for the University of California and \$57.6 million for the State Colleges. I again include a modest amount to establish and encourage faculty research within our State College System, as recommended by the master plan under which we are now operating. Research opportunities must be provided if we are to compete and maintain our position in the intellectual market.

One other educational program will provide the means for a statewide attack on the problem of culturally deprived students who, because of economic, racial, migratory, or other background, fail to realize their educational potential. Leadership within the State Department of Education has been provided to assemble data needed to solve the many facets of the problem, and to conduct research studies in selected school districts. I strongly recommend this program for your approval.

HEALTH AND WELFARE

This budget carries improved programs in the general field of human welfare. It recognizes the need for greater participation in state-local co-operative programs directed toward both mentally ill and mentally retarded persons.

State participation in the Short-Doyle mental health program should be increased by \$2,000,000, with the additional money to be applied to new and expanded local programs, including recently authorized multi-purpose centers for the mentally retarded.

Those handicapped, either vocationally or socially, will receive recognition by an increase of \$7.5 million in Aid to the Totally Disabled and Aid to Needy Children. This amount will also make a substantial contribution to cost sharing between the counties and the State.

Provision is also made, at a cost of \$375,000, for an intensified review and rehabilitation of the industrially injured.

Increased emphasis in this general field also includes special projects for vocationally adaptable mental hospital patients and recipients of Old Age and Survivors Insurance or public assistance to help make them at least partially self-supporting.

WATER DEVELOPMENT

I propose construction of \$193 million in State Water Plan projects—more than double the \$87 million for the current year.

Of this investment in water facilities, \$36 million will come from the California Water Fund and \$157 million from the initial sales of water bonds. Inclusion of these self-liquidating bonds in the budget totals, incidentally, is an excellent example of the confusion caused by mixing expenditures from current income with long term capital investment.

Among major expenditures for 1963-64 are \$79,998,000 for the Oroville Division, including \$29,908,000 for the dam proper; \$47,975,000 for the San Luis Project; \$17,451,000 for the South Bay Aqueduct, and \$15,490,000 for the North San Joaquin Division of the California Aqueduct.

Until now, work on the water project has been largely preparatory. But the coming year marks the beginning of major project construction.

The Oroville Dam will be the largest earthfill dam in the world. The aqueduct system will channel more water to farm, home and factory than any other public project in history.

I can report to you with pride that this plan, historic in conception and scope, is proceeding on schedule, and bids on major units continue to come in under estimate.

AGRICULTURE

The budget contains allocations for research in two areas of vital concern to the future of California's \$3 billion agricultural economy. One involves the European Common Market and the other a system of domestic freight rates that I believe to be harmful to California farmers in the national market.

I propose, first, that we employ an economist and staff to protect and promote California agriculture in Common Market and all other foreign trade negotiations.

The federal government is now discussing tariff adjustments with the Common Market and we expect requests from member countries that would impair the marketing position of at least 20 of California's farm products. The staff I propose to create would develop and assist industry in presenting a case against unfair tariffs in Washington. If we can show a damaging impact on our economy from tariff adjustments, I am certain Washington will resist many of the Common Market demands.

I recommend also that we employ a staff to analyze the effects of restrictive interstate freight rates on California agriculture, particularly poultry, dairy and livestock producers.

Definite inequities presently exist and we must move as quickly as possible to present the case for adjustment to federal officials.

Finally, I recommend that we augment our present inspection safeguards against pesticide contamination of milk, fruits and vegetables.

In the current year, we are able to inspect less than 1 percent of such products reaching the consumer, and find excessive contamination in 1 out of 20 inspections.

Employment of seven additional chemists in the Department of Agriculture, and purchase of new testing equipment, will enable us to double the present number of inspections.

SALARIES

The State Personnel Board has made recommendations which would require increases of \$62 million if all comparable state employees were to be covered. Of that amount, \$45 million would be from the General Fund and \$17 million from special funds.

The board has recommended a 10 percent increase for many, a 5 percent increase for some, and no increase for still others.

In view of the difficult financial problems facing the State, I am compelled to reduce the total to \$30,750,000, \$21,830,000 from the General Fund and \$8,920,000 from special funds.

The amount provided will permit 5 percent increases for all those classes designated by the Personnel Board as lagging furthest behind, and another \$2,000,000 for apportionment among the other classes to meet inequities causing management problems.

I also propose to submit limited salary increase measures for statutory officials and judges. These measures will be designed to bring these salaries into more equitable relationships with executive and judicial salaries paid in other governmental jurisdictions.

Finally, I propose 5 percent increases in academic salary funds which will be available for independent apportionment by the University of California and the California State College System.

This message has dealt in detail only with broader expenditure categories. But you will find in the budget other proposals of decisive impact on the State and its future.

Among them are creation of a Human Rights Commission, urban affairs and housing, more highway patrolmen, promotion of tourism, educational television, a youth conservation work program, a broader scope of activity for the Committee on Automation and Technology, continued government reorganization, and enhancement of opportunities for minorities through broader emphasis on apprenticeship training.

Following is a summary of the General Fund condition:

GENERAL FUND CONDITION (in Millions of Dollars)			
	1961-62	1962-63	1963-64
Beginning Surplus and Reserves, July 1-----	\$61.8	\$92.6	\$18.8
INCOME:			
Revenues and Transfers	\$1,728.2	\$1,845.3	\$2,099.7
EXPENDITURES:			
State Operations	\$607.1	\$689.8	\$753.5
Capital Outlay-----	16.8	32.1	14.8
Capital Outlay—Bonds	(88.0)	(158.0)	(148.5)
Local Assistance	1,073.5	1,197.2	1,337.8
Total Expenditures	\$1,697.4	\$1,919.1	\$2,106.1
Committed Reserves	\$47.6	\$15.2	\$8.4
Ending Surplus, June 30	\$45.0	\$3.6	\$4.0

Thank you for your consideration of these proposals. I submit them without regard for partisanship and trust that you will evaluate them in the same spirit.

They represent many hundreds of decisions, reached in an effort to answer the single most dominant question of modern California government: How can we maintain the quality of life in California at a time when momentous growth imposes a relentless pressure on all our resources?

Together, Republicans and Democrats, we have done remarkably well. And we have done best when we have avoided the rancors and bitterness of extreme partisanship.

Let us once more do our best. Let us once more act in California's traditional spirit of affirmation.

We are not here to turn back or stand still but to move boldly forward. This budget is designed to help us do just that, and I herewith submit it to you with pride and with confidence.

Respectfully submitted,

EDMUND G. BROWN, *Governor*

Message read, and ordered printed in the Journal.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 4, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 469

ARTHUR. A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 469—An act to add Sections 1403.1, 1403.2, 1403.3 and 1403.4 to the Education Code, relating to junior college districts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Burns:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, February 4, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Assembly Bill No. 469—An act to add Sections 1403.1, 1403.2, 1403.3 and 1403.4 to the Education Code, relating to junior college districts, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR BURNS

Request read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 4, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 12

Assembly Joint Resolution No. 11

ARTHUR. A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Joint Resolution No. 11—Relative to a commemorative stamp honoring Hollywood's entertainment industry.

Referred to Committee on Rules.

Assembly Joint Resolution No. 12—Relative to memorializing the Congress of the United States to establish a "National Flag Week."

Referred to Committee on Rules.

Senator Dolwig Presiding

At 3.10 p.m., Senator Richard J. Dolwig of the Twenty-first Senatorial District, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, January 31, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 34

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, January 31, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 14—Approving two certain amendments to the Charter of the City of San Jose, a municipal corporation, in the County of Santa Clara, State of California, voted for and ratified by the electors of said city at a special municipal election held therein on the sixth day of November, 1962. And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 31st day of January, 1963, at 3.30 p.m.

BURNS, Chairman

SENATE CHAMBER, February 4, 1963

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 42

Senate Joint Resolution No. 4

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Agriculture

SENATE CHAMBER, January 31, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 324

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

O'SULLIVAN, Chairman

Request for Unanimous Consent

Senator Quick asked for, and was granted, unanimous consent to take up Senate Bill No. 324, at this time, for consideration of committee amendments.

CONSIDERATION OF SENATE BILL NO. 324

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 324—An act authorizing the Director of Agriculture to adopt emergency regulations relating to lettuce, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 2 of the printed bill, strike out lines 1 to 7, inclusive.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Senate Journals for Monday, January 28th; Tuesday, January 29th; Wednesday, January 30th; and Thursday, January 31st; be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

LETTER OF TRANSMITTAL

CALIFORNIA STATE SENATE
COMMITTEE ON TRANSPORTATION
February 4, 1963

Hon. Glenn Anderson
President of the Senate

In accordance with the provisions of Senate Resolution 214, Sec. 11 of the 1961 Session, the Senate Fact Finding Committee on Transportation and Public Utilities herewith submits this report.

Respectfully submitted,

RANDOLPH COLLIER, Chairman
JOHN F. MCCARTHY, Vice Chairman

LEE M. BACKSTRAND
CARL L. CHRISTENSEN, JR.
RICHARD J. DOLWIG
LUTHER E. GIBSON
JOHN W. HOLMBAHL

J. EUGENE MCATEER
RICHARD RICHARDS
STANFORD C. SHAW
ALAN SHORT
STEPHEN P. TEALE

Letter of transmittal ordered printed in the Journal, and the report printed in the Appendix to the Journal.

MOTION TO PRINT REPORT

Senator Collier moved that 1,000 additional copies of the Report of the Senate Fact Finding Committee on Transportation and Public Utilities be printed for distribution.

Motion carried.

LETTER OF TRANSMITTAL

CALIFORNIA LEGISLATURE, SENATE COMMITTEE ON JUDICIARY
SENATE CHAMBER, SACRAMENTO
February 4, 1963

Hon. Glenn M. Anderson
President of the Senate, and

Hon. Hugh M. Burns
President pro Tempore of the Senate, and
Members of the Senate

GENTLEMEN: The Senate Fact Finding Committee on Judiciary, created pursuant to Section 12.5 of the Standing Rules of the Senate (Senate Resolution No. 135 as amended), herewith submits Part I of its report containing information relating to Governmental Tort Liability.

The second part of the report, entitled "Post-conviction Procedures" (Senate Resolution No. 87, 1961 Session), has been submitted under separate letter of trans-

mittal and the third and final report covering miscellaneous subject matter will be submitted within a few weeks.

Respectfully submitted,

	EDWIN J. REGAN, Chairman
	CARL L. CHRISTENSEN, JR., Vice Chairman
RONALD G. CAMERON	JOHN W. HOLMDAHL
FRED S. FARR	VIRGIL O'SULLIVAN
HUGO FISHER	JOSEPH A. RATTIGAN
DONALD L. GRUNSKY	

Letter of transmittal ordered printed in the Journal and the report printed in the Appendix to the Journal.

MOTION TO PRINT REPORT

Senator Regan moved that 1,500 additional copies of Part I of the Report of the Senate Fact Finding Committee on Judiciary relating to Governmental Tort Liability be printed for distribution, and that the report be sent to print with a rush order.

Motion carried.

LETTER OF TRANSMITTAL

CALIFORNIA LEGISLATURE, SENATE COMMITTEE ON JUDICIARY
SENATE CHAMBER, SACRAMENTO
February 4, 1963

Hon. Glenn M. Anderson
President of the Senate
and

Hon. Hugh M. Burns
President pro Tempore of the Senate
and

Members of the Senate

GENTLEMEN: The Senate Fact Finding Committee on Judiciary, created pursuant to Section 12.5 of the Standing Rules of the Senate (Senate Resolution No. 135 as amended), herewith submits Part Two of its report which relates to activities and recommendations on "Post-Conviction Procedures" (Senate Resolution No. 87, 1961 Session).

The third and final part of the report, covering miscellaneous subject matter, will be submitted within a few weeks.

Respectfully submitted,

	EDWIN J. REGAN, Chairman
	CARL L. CHRISTENSEN, JR., Vice Chairman
RONALD G. CAMERON	JOHN W. HOLMDAHL
FRED S. FARR	VIRGIL O'SULLIVAN
HUGO FISHER	JOSEPH A. RATTIGAN
DONALD L. GRUNSKY	

Letter of transmittal ordered printed in the Journal and the report printed in the Appendix to the Journal.

MOTION TO PRINT REPORT

Senator Regan moved that 1,000 additional copies of Part Two of the Report of the Senate Fact Finding Committee on Judiciary relating to Post-Conviction Procedure be printed for distribution.

Motion carried.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Collier:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 28, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 59—An act to amend Section 12816 of the Vehicle Code, relating to drivers' licenses, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR COLLIER

Recommendation of Committee on Rules

SENATE CHAMBER, January 31, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Collier:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 59.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Collier:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, January 28, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 96—An act to amend Section 23610 of the Vehicle Code, relating to compressed airbrake safety devices, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR COLLIER

Recommendation of Committee on Rules

SENATE CHAMBER, January 31, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Collier:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 96.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

NOES—None.

Article IV, Section (2A), of the Constitution was declared suspended.

RESOLUTIONS

The following resolution was offered:

By Senator Rodda:

Senate Resolution No. 45

Relating to the retirement of Albert A. Marty

WHEREAS, The Members of the Senate have learned that Albert A. Marty is retiring from his position as Secretary-Treasurer of the Chauffeurs, Teamsters, and Helpers Union, Local 150; and

WHEREAS, Albert A. Marty has served in the capacity from which he is presently retiring since October 14, 1933, except for military service during World War II, and has served for many years as President of the Sacramento Labor Council and in various other capacities in the labor movement in Sacramento; and

WHEREAS, He has also had an outstanding career in state and city government, having served on the city-county housing authority, the city civil service commission, the state recreation commission, the city council, and the city council's redevelopment committee; and

WHEREAS, He served with distinction in the military forces of the United States in both world wars and was discharged in October, 1945, with the rank of major; now, therefore, be it

Resolved by the Senate of the State of California, That the members of the Senate congratulate Albert A. Marty on his long and useful career as a labor leader and a public servant, and extend their best wishes to him upon his retirement; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Albert A. Marty.

Resolution read, and unanimously adopted on motion of Senator Rodda.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 396: By Senators Rodda, Short, Geddes, and Farr—An act to add Section 26155 to the Government Code, relating to counties.

Referred to Committee on Local Government.

Senate Bill No. 397: By Senator Rodda (At the request of the Department of Education)—An act to amend Section 13187.1 of the Education Code, relating to the licensing of school personnel, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 398: By Senator Rodda (At the request of the Department of Education)—An act to amend Sections 13189, 13191, and 13193 (as added by Chapter 848 of the Statutes of 1961) of the Education Code, relating to credentials for teachers in the public schools.

Referred to Committee on Education.

Senate Bill No. 399: By Senator O'Sullivan—An act to amend Section 5003 of the Public Resources Code, and to add Article 1.5 (commencing with Section 5019.10) to Chapter 1 of Division 5 of the Public Resources Code, and to add Section 79 to the Agricultural Code, relating to state park and California State Fair and Exposition concession contracts.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 400: By Senator Sturgeon—An act to amend Sections 4180, 4181, and 4410 of the Agricultural Code, relating to marketing of dairy products.

Referred to Committee on Agriculture.

Senate Bill No. 401: By Senator Sturgeon (At the request of the Department of Agriculture)—An act to amend Sections 336.1, 337.8, 339.1, 339.6, and 349 of, and to add Section 337.65 to, the Agricultural Code, relating to cattle protection.

Referred to Committee on Agriculture.

Senate Bill No. 402: By Senator Short—An act to amend Sections 1227 and 1413 of the Financial Code, relating to loan limits for banks.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 403: By Senator Short—An act to amend Sections 11255, 17451, 17452 and 17453 of the Education Code, relating to school apportionments, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 404: By Senator Bradley—An act to amend Section 1423 and to repeal Section 1421 of the Labor Code, relating to fair employment practices.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 405: By Senator Bradley—An act to amend Sections 1419 and 1424 of the Labor Code, relating to fair employment practices.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 406: By Senator Bradley—An act to amend Section 1425 of the Labor Code, relating to fair employment practices.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 407: By Senator Bradley—An act to add Section 1423.1 to the Labor Code, relating to fair employment practice.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 408: By Senator Burns (At the request of Department of Alcoholic Beverage Control)—An act to add Section 24079 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 409: By Senator Collier—An act to amend Section 3.6 of the Los Angeles Metropolitan Transit Authority Act of 1957 (Chapter 547, Statutes 1957), relating to the Los Angeles Metropolitan Transit Authority.

Referred to Committee on Transportation.

Senate Bill No. 410: By Senator Collier (At request of Department of Motor Vehicles)—An act to amend Section 13352 of, and to repeal Section 13210 of, the Vehicle Code, relating to drunk driving.

Referred to Committee on Transportation.

Senate Bill No. 411: By Senator Collier (At request of Department of Motor Vehicles)—An act to amend Sections 12502, 12505 and 12805 of the Vehicle Code, relating to nonresident drivers and grounds requiring refusal of a driver's license.

Referred to Committee on Transportation.

Senate Bill No. 412: By Senator Collier (At request of Department of Public Works)—An act to amend Section 1883 of the Streets and Highways Code, relating to the State Highway Fund.

Referred to Committee on Transportation.

Senate Bill No. 413: By Senator Farr (At request of Department of Fish and Game)—An act to amend Sections 12154, 12155, and 12157 of the Fish and Game Code, relating to forfeiture of bail.

Referred to Committee on Judiciary.

Senate Bill No. 414: By Senator Farr (At request of State Board of Education)—An act to amend Section 13146 of the Education Code, relating to credentials for public school teachers.

Referred to Committee on Education.

Senate Bill No. 415: By Senator Rodda (At request of Department of Education)—An act to amend Section 6818 of the Education Code, relating to counseling of physically handicapped and mentally retarded minors.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 416: By Senator Rodda (At request of Department of Education)—An act to amend Section 6902 of the Education Code, relating to the education of mentally retarded minors.

Referred to Committee on Education.

Senate Bill No. 417: By Senator Rodda (At request of Department of Education)—An act to amend Sections 759, 760, 761, 762, 763, 764, 765, 766, 1537, 7151, 8504, 8553, 8704, 8802, 11751, 11753, 11904, 12902, 13132, 13172, 13175, 13176, 13187.1, 13197, 13278, 13279, 13286, 13287, 13289, 13293, 13294, 13295, 13296, 13297, 13298, 13299, 13300, and

16625 of, to amend the heading of Chapter 2 (commencing with Section 13101) of Division 10 of, to amend the heading of Article 1 (commencing with Section 13101) of Chapter 2 of Division 10 of, to amend and renumber Section 13148 of, to repeal Sections 13131, 13134, 13135, 13136, 13137, 13138, 13139, 13140, 13141, 13142, 13143, 13144, 13145, 13147, 13152, 13153, 13154, 13155, 13156, 13179, 13180, 13253, 13280, 13282, 13330, and 13514 of, and to repeal Sections 13188, 13193, and 13194 (all as added by Chapter 1787 of the Statutes of 1961) of, the Education Code, relating to the public schools, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 418: By Senator Rodda (At request of the Reclamation Board)—An act to add Section 8598.5 to the Water Code, relating to sale of lands by the Reclamation Board.

Referred to Committee on Water Resources.

Senate Bill No. 419: By Senator Rodda (At request of the Reclamation Board)—An act to add Section 8590.2 to the Water Code, relating to the acquisition of overflow areas by the Reclamation Board.

Referred to Committee on Water Resources.

Senate Bill No. 420: By Senator Rodda (At request of Department of Finance)—An act to amend Section 19563 of the Education Code, relating to school district public works.

Referred to Committee on Judiciary.

Senate Bill No. 421: By Senator Rodda (At request of Department of Finance)—An act to amend Section 19556 of the Education Code, relating to school district building works.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 422: By Senator Rodda (At request of Department of Finance)—An act to amend Section 19553 of the Education Code, relating to school district public works.

Referred to Committee on Local Government.

Senate Bill No. 423: By Senator Rodda (At request of Department of Finance)—An act to amend Section 19622 of, and to repeal Section 19624 of, the Business and Professions Code, relating to the California State Fair and Exposition.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 424: By Senator Grunsky—An act to amend Section 1324 of the Penal Code, relating to immunity from prosecution.

Referred to Committee on Judiciary.

Senate Bill No. 425: By Senator Grunsky—An act to add Section 40834 to the Vehicle Code, relating to civil procedure.

Referred to Committee on Judiciary.

Senate Bill No. 426: By Senator Grunsky—An act to add Section 3113.6 to the Education Code, relating to school district organization.
Referred to Committee on Local Government.

Senate Bill No. 427: By Senator Grunsky (At request of Department of Education)—An act to amend Section 29007.3 of the Education Code, relating to education.
Referred to Committee on Education.

Senate Bill No. 428: By Senator Grunsky (At request of Department of Education)—An act to amend Section 29007 of the Education Code, relating to education.
Referred to Committee on Education.

Senate Bill No. 429: By Senator Collier (At request of Department of Finance)—An act to amend Sections 16020, 16026, 16251 and 16434 of the Vehicle Code, relating to financial responsibility laws.
Referred to Committee on Judiciary.

Senate Bill No. 430: By Senator Collier (At request of Department of Motor Vehicles)—An act to amend Sections 8000 and 9260 of the Vehicle Code, relating to reciprocity permits, and making an appropriation.
Referred to Committee on Transportation.

Senate Bill No. 431: By Senator Rodda (At request of Department of Finance)—An act making an appropriation for the acquisition and development of real property in the City of Sacramento, declaring the urgency thereof, to take effect immediately.
Referred to Committee on Governmental Efficiency.

Senate Bill No. 432: By Senator Rodda (At request of Department of Finance)—An act to repeal Section 19595 of the Education Code, relating to state school building aid.
Referred to Committee on Local Government.

Senate Bill No. 433: By Senator Rodda (At request of Department of Finance)—An act to amend Section 19601 of the Education Code, relating to state school building aid.
Referred to Committee on Education.

Senate Bill No. 434: By Senator Backstrand (At request of State Fire Marshal)—An act to amend Section 34011 of the Vehicle Code, relating to transportation of flammable liquids.
Referred to Committee on Transportation.

Senate Bill No. 435: By Senator Backstrand (At request of State Fire Marshal)—An act to amend the heading of Division 14 (commencing with Section 31600) of, to amend Sections 31600, 31601, 31602, 31603, 31604, 31606, 31607, 31609, 31610, 31611, 31612, 31613, 31614, 31615, 31616, 31617, 31619, and 31620 of, and to add Sections 31600.1, 31600.2, 31600.3, 31600.4, 31600.5, 31608.1, 31610.1, 31610.2, 31613.5,

and 31616.5 of, the Vehicle Code, relating to the transportation of explosives and blasting agents.

Referred to Committee on Transportation.

Senate Bill No. 436: By Senator Weingand (At request of Contractors State License Board)—An act to amend Section 7074 of, add Section 7138 to, and repeal Section 7085 of, the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Senate Bill No. 437: By Senator Weingand—An act to amend Section 69599.5 of the Government Code, relating to superior court judges.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 438: By Senator Rees—An act to add Article 5 (commencing with Section 10506) to Chapter 5, Part 2, Division 2 of the Insurance Code, relating to pension, retirement and profit-sharing plans.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 439: By Senator Rees—An act to amend Section 20135 of the Government Code, relating to deductions from allowances and benefits under the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 440: By Senator Rees (At request of Division of Savings and Loan)—An act to amend Sections 6702 and 7102 of, and to add Article 5 (commencing with Section 7300) to Chapter 10, Part 1, Division 2 of, the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 441: By Senator Rees (At request of Division of Savings and Loan)—An act to amend Sections 5069, 7158, 7159, 7173, 7177, 7178, 7179, 7180, 7183, 7400, 8705, and 8714 of, to repeal Section 7406 of, and to add Sections 7156.5, 8703.1, 8703.2, and 8707.5 to, the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 442: By Senator Rees—An act to amend Sections 405, 448, and 751 of, and to add Section 409 to, the Revenue and Taxation Code, relating to the assessment of property.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 443: By Senator Weingand (At the request of the Department of Fish and Game)—An act to amend Section 5900 of the Fish and Game Code, relating to water conduits.

Referred to Committee on Water Resources.

Senate Bill No. 444: By Senator Weingand (At the request of the Department of Fish and Game)—An act to amend Section 6652 of the Fish and Game Code, relating to kelp.

Referred to Committee on Fish and Game.

Senate Bill No. 445: By Senator Grunsky—An act to add Article 2 (commencing with Section 11035) to Chapter 1 of Division 10 of the Health and Safety Code, relating to narcotics.

Referred to Committee on Judiciary.

Senate Bill No. 446: By Senators Nisbet and Backstrand (At the request of the Colorado River Boundary Commission)—An act to add Chapter 3.5 (commencing with Section 175) to Division 1 of the Government Code, relating to the common boundary of the Colorado River between the States of Arizona and California, and ratifying an interstate compact between Arizona and California.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 447: By Senator Lagomarsino—An act to amend Section 290 of the Penal Code, relating to registration of sex offenders.

Referred to Committee on Judiciary.

Senate Bill No. 448: By Senator Quick (At request of Department of Fish and Game)—An act to add Section 3508 to, and to amend Sections 3509 and 3510 of, the Fish and Game Code, relating to dog training.

Referred to Committee on Fish and Game.

Senate Bill No. 449: By Senator Quick (At request of Department of Fish and Game)—An act to amend Section 3031 of, and to add Section 3517 to, the Fish and Game Code, relating to taking of game birds.

Referred to Committee on Fish and Game.

Senate Bill No. 450: By Senator Sturgeon (At request of Department of Mental Hygiene)—An act to repeal Section 6650.5 of the Welfare and Institutions Code, relating to state hospitals.

Referred to Committee on Institutions.

Senate Bill No. 451: By Senator Sturgeon (At request of Department of Mental Hygiene)—An act to amend Section 6700.5 of the Welfare and Institutions Code, relating to the transfer of state hospital patients.

Referred to Committee on Institutions.

Senate Bill No. 452: By Senator Burns—An act to amend Section 172 of the Penal Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 453: By Senator Way—An act to amend Section 28118 of the Government Code, relating to salaries of county officers.

Referred to Committee on Local Government.

Senate Bill No. 454: By Senator Christensen (At request of Military Department)—An act to amend Sections 51, 53, 54, 120, 213, 326, 422, 502.1, 512, 513, 515, 550, 562, 565, 612, 640, 643.2, 644, and the title of Chapter 3 (commencing with Section 550) of Part 2 of Division 2

of the Military and Veterans Code, relating to the designation of the California National Guard Reserve.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 455: By Senator Regan (At request of Department of Finance)—An act to amend Section 22659 of the Vehicle Code, relating to removal of vehicles.

Referred to Committee on Transportation.

Senate Bill No. 456: By Senator Regan (At request of Department of Finance)—An act to amend Section 53090 of the Government Code, relating to regulation of local agencies by counties and cities.

Referred to Committee on Local Government.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 457: By Senator Short (At request of Department of Investment)—An act to add Sections 6450.1, 6450.2, and 9207, to amend Sections 6451, 6452, and 6454, and to repeal Section 6462, of the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 458: By Senator Short (At request of Department of Investment)—An act to amend Sections 7150, 7151, 7152, 7170, 7410, 8104, 8107, and 8755 of, the Financial Code, and to add Sections 5073, 5074 and 6700.1 to, the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 459: By Senator Short (At request of Department of Investment)—An act to amend Sections 6700 and 7255 of the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 460: By Senator Short (At request of Department of Professional and Vocational Standards)—An act to amend Sections 161 and 163 of the Business and Professions Code, relating to records of the Department of Professional and Vocational Standards.

Referred to Committee on Business and Professions.

Senate Bill No. 461: By Senator Short (At request of the Reclamation Board)—An act to amend Section 12828 of the Water Code, relating to the financing of flood control projects.

Referred to Committee on Water Resources.

Senate Bill No. 462: By Senator Short (At request of Department of Mental Hygiene)—An act to amend Section 2137.1 of the Business and Professions Code, relating to state institutions.

Referred to Committee on Business and Professions.

Senate Bill No. 463: By Senator Short (At request of Youth and Adult Corrections Agency)—An act to amend Sections 1711.5 and 1723 and to amend and renumber Section 1725 of, and to add Sections 1711.4

and 1723.1 to, the Welfare and Institutions Code, relating to the Youth Authority.

Referred to Committee on Institutions.

Senate Bill No. 464: By Senator Short (At the request of the Reclamation Board)—An act to add Section 12648.6 to the Water Code, relating to authorization of the Mormon Slough channel improvement project.

Referred to Committee on Water Resources.

Senate Bill No. 465: By Senator O'Sullivan (At the request of the Department of Agriculture)—An act to add Section 19.5 to the Agricultural Code, relating to construction of the code.

Referred to Committee on Agriculture.

Senate Bill No. 466: By Senator Arnold (At request of Department of Aleoholic Beverage Control)—An act to amend Section 24202 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 467: By Senator Arnold—An act to amend Section 13560 of the Education Code, relating to abuse of teachers.

Referred to Committee on Judiciary.

Senate Bill No. 468: By Senator O'Sullivan—An act to amend Section 1300.15 of the Agricultural Code, relating to marketing of agricultural products.

Referred to Committee on Agriculture.

Senate Bill No. 469: By Senator O'Sullivan—An act to add Sections 4.2, 4.3, and 31.5 to, and to amend Section 3.1 of, the Tehama County Flood Control and Water Conservation District Act (Chapter 1280, Statutes of 1957), relating to the Tehama County Flood Control and Water Conservation District.

Referred to Committee on Water Resources.

Senate Bill No. 470: By Senator Petersen—An act to amend Section 65020.2 of the Government Code, relating to the Planning Advisory Committee.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 471: By Senators Rodda, Rees, Gibson, Cameron, Begovich, and Weingand (Coauthors: Assemblymen Lunardi, Crown, Z'berg, Powers, and Dymally (At request of the Governor)—An act to add Chapter 1.9 (commencing with Section 5099) to Division 5 of the Public Resources Code, relating to ratification of the California-Nevada Interstate Park System Compact.

Referred to Committee on Natural Resources.

Senate Bill No. 472: By Senator Geddes—An act to amend Section 7071.5 of the Business and Professions Code, relating to contractors' licenses.

Referred to Committee on Business and Professions.

Senate Bill No. 473: By Senator Schrade—An act to add Section 23116 to the Vehicle Code, relating to unlawful evasion of arrest.

Referred to Committee on Transportation.

Senate Bill No. 474: By Senator Short—An act to add Chapter 2.5 (commencing with Section 18300) to Division 7 of, and to amend Section 18810 of, the Financial Code, relating to industrial loan companies.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 475: By Senators Bradley and Farr—An act to amend Sections 25001 and 25002 of, and to add Sections 25001.1, 25001.2, 25001.3, and 25001.4 to, the Government Code, relating to county supervisorial districts.

Referred to Committee on Local Government.

Senate Bill No. 476: By Senator Begovich (At the request of the State Fire Marshal)—An act to amend the heading of Division 11 (commencing with Section 12000) of, the heading of Part 1 (commencing with Section 12000), Division 11 of, and the heading of Chapter 2 (commencing with Section 12100), Part 1, Division 11 of; to amend Sections 12000, 12000.5, 12001, 12002, 12003, 12004, 12004.5, 12100, 12101, 12101.5, 12102, 12103, 12104, 12105, 12105.5, 12106, 12107, 12108, 12110, 12111, 12113, 12114, 12115, 12116, 12117, 12220, 12351, 12400, 12401, 12402, 12403, and 12404 of; to amend and renumber Section 12150 of; to repeal Sections 12109, 12109.5, 12111.5, and 12306 of; to add Sections 12000.1, 12000.2, 12000.3, 12004.6, 12007, 12150, and 12306 to; to add an article heading to Chapter 4 (commencing with Section 12300), Part 1, Division 11 of; and to add Article 2 (commencing with Section 12320) and Article 3 (commencing with Section 12330) to Chapter 4, Part 1, Division 11 of, the Health and Safety Code, relating to explosives and blasting agents.

Referred to Committee on Public Health and Safety.

Senate Bill No. 477: By Senator Begovich—An act to add Section 11153 to the Penal Code, relating to registration of persons convicted of arson.

Referred to Committee on Judiciary.

Senate Bill No. 478: By Senators Begovich and Quick—An act to add Chapter 4 (commencing with Section 25500) to Division 13 of the Elections Code, relating to re-election of state legislators.

Referred to Committee on Elections.

Senate Bill No. 479: By Senator Cobey (At request of State Reclamation Board)—An act to add Section 12648.3 to the Water Code, relating to authorization of Hidden Reservoir and channel improvement project.

Referred to Committee on Water Resources.

Senate Bill No. 480: By Senator Cobey (At request of State Reclamation Board)—An act to add Section 12648.4 to the Water Code,

relating to authorization of Buchanan Reservoir and channel improvement project.

Referred to Committee on Water Resources.

Senate Bill No. 481: By Senator Cobey (At request of State Reclamation Board)—An act to amend Section 12657 of the Water Code, relating to local co-operation in flood control projects.

Referred to Committee on Water Resources.

Senate Bill No. 482: By Senator Cobey (At request of Department of Finance)—An act to amend Section 11290 of the Government Code, relating to collection of funds from state agencies.

Referred to Committee on Judiciary.

Senate Bill No. 483: By Senator Cobey (At request of California Law Revision Commission)—An act to repeal Section 6904.5 of the Business and Professions Code, and to repeal Section 8535 of the Water Code, and to repeal Sections 36, 37 and 38 of the Alpine County Water Agency Act (Chapter 1896, Statutes of 1961), and to repeal Sections 9.2, 9.3 and 9.4 of the Amador County Water Agency Act (Chapter 2137, Statutes of 1959), and to repeal Section 76 of the Antelope Valley-East Kern County Water Agency Law (Chapter 2146, Statutes of 1959), and to repeal Section 23 of the Contra Costa Water Agency Act (Chapter 518, Statutes of 1957), and to repeal Section 26 of Chapter 40 of the Statutes of 1962 (1st Ex. Sess.) (Crestline-Lake Arrowhead Water Agency Act), and to repeal Section 24 of the Desert Water Agency Law (Chapter 1069, Statutes of 1961), and to repeal Sections 35, 36 and 37 of the El Dorado County Water Agency Act (Chapter 2139, Statutes of 1959), and to repeal Sections 9.1, 9.2 and 9.3 of the Kern County Water Agency Act (Chapter 1003, Statutes of 1961), and to repeal Sections 14, 16 and 17 of the Kings River Conservation District Act (Chapter 931, Statutes of 1951), and to repeal Sections 7.2, 7.3 and 7.4 of the Mariposa County Water Agency Act (Chapter 2036, Statutes of 1959), and to repeal Section 27 of the Mojave Water Agency Law (Chapter 2146, Statutes of 1959), and to repeal Sections 36, 37 and 38 of the Nevada County Water Agency Act (Chapter 2122, Statutes of 1959), and to amend Section 49 of the Orange County Water District Act (Chapter 924, Statutes of 1933), and to repeal Sections 7.2, 7.3 and 7.4 of the Placer County Water Agency Act (Chapter 1234, Statutes of 1957), and to repeal Section 24 of the San Geronio Pass Water Agency Law (Chapter 1435, Statutes of 1961), and to repeal Sections 7.2, 7.3 and 7.4 of the Sutter County Water Agency Act (Chapter 2088, Statutes of 1959), and to repeal Section 24 of the Upper Santa Clara Valley Water Agency Law (Chapter 28, Statutes of 1962 (1st Ex. Sess.)), and to repeal Sections 35, 36 and 37 of the Yuba-Bear River Basin Authority Act (Chapter 2131, Statutes of 1959), and to repeal Sections 7.2, 7.3 and 7.4 of the Yuba County Water Agency Act (Chapter 788, Statutes of 1959), relating to the liability of public officers, agents and employees.

Referred to Committee on Judiciary.

Senate Bill No. 484: By Senator Cobey (At request of California Law Revision Commission)—An act to amend Sections 748, 5084, 5406, and 5571 of, and to repeal Sections 1300.21, 2185, 2916, and 3407 of, the Agricultural Code, relating to the liability of public entities and public officers, agents, and employees.

Referred to Committee on Agriculture.

Senate Bill No. 485: By Senators Stiern and Symons (At request of State Fire Marshal)—An act to amend Section 13386 of, and to add Sections 13301.1, 13386.1, 13386.2, 13386.3, 13386.4, 13386.5, 13386.6, 13386.7, 13386.8, and 13386.9 to, the Health and Safety Code, relating to clothes cleaning equipment and establishments.

Referred to Committee on Public Health and Safety.

Senate Bill No. 486: By Senators Stiern and Symons (At request of Department of Professional and Vocational Standards)—An act to amend Section 7668 of the Business and Professions Code, relating to apprentice embalmers.

Referred to Committee on Business and Professions.

Senate Bill No. 487: By Senator Stiern—An act to amend Sections 31203, 31206, 31214.2 and 31214.3 of the Education Code, relating to the State Competitive Scholarship Program.

Referred to Committee on Education.

Senate Bill No. 488: By Senator Stiern—An act to amend Sections 307 and 311.1 of the Agricultural Code, relating to meat inspection.

Referred to Committee on Agriculture.

Senate Bill No. 489: By Senator Stiern—An act to amend Section 1142.3 of the Agricultural Code, relating to eggs.

Referred to Committee on Agriculture.

Senate Bill No. 490: By Senators Christensen and Collier—An act to add Section 597 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 491: By Senator Geddes (At request of Department of Fish and Game)—An act to add Section 8226 to the Fish and Game Code, relating to sale of salmon.

Referred to Committee on Fish and Game.

Senate Bill No. 492: By Senator Geddes (At request of Department of Industrial Relations)—An act to amend Sections 18001, 18002, 18371, and 18372 of, and to add Section 18371.5 to, the Health and Safety Code, relating to mobilehomes, and making an appropriation.

Referred to Committee on Public Health and Safety.

Senate Bill No. 493: By Senator Gibson—An act to repeal Sections 9052, 9053, 9053.3, and 9053.4 of, and to amend Sections 9053.1 and 9053.2 of, the Public Resources Code, relating to soil conservation.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 494: By Senator Williams (At request of Department of Agriculture)—An act to amend Section 830.3 of the Agricultural Code, relating to fruits, nuts, and vegetables.

Referred to Committee on Agriculture.

Senate Bill No. 495: By Senator Williams (At request of Department of Mental Hygiene)—An act to amend Section 7500.7 of the Welfare and Institutions Code, relating to the Department of Mental Hygiene.

Referred to Committee on Institutions.

Senate Bill No. 496: By Senator Williams—An act to amend Section 12950 of the Corporations Code, relating to the use of the term "co-operative" in a business title.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 497: By Senator Williams—An act to amend and renumber Section 143.01 of the Welfare and Institutions Code, relating to public assistance.

Referred to Committee on Social Welfare.

Senate Bill No. 498: By Senator Williams—An act to amend Section 2985.1 of the Civil Code, relating to transferability of real property sales contract.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 499: By Senator Cobey (At request of California Law Revision Commission)—An act to amend Section 5312 of the Business and Professions Code, and to amend Section 4006.6 of the Public Resources Code, and to amend Section 21635 of the Public Utilities Code, and to amend Section 5 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), and to amend Section 5 of the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617, Statutes of 1951), and to amend Section 5 of the Contra Costa County Storm Drainage District Act (Chapter 1532, Statutes of 1953), and to amend Section 6 of the Del Norte Flood Control District Act (Chapter 166, Statutes of 1955), and to amend Section 6 of the Humboldt County Flood Control District Act (Chapter 939, Statutes of 1945), and to amend Section 5 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544, Statutes of 1951), and to amend Section 5 of the Marin County Flood Control and Water Conservation District Act (Chapter 666, Statutes of 1953), and to amend Section 5 of the Monterey County Flood Control and Water Conservation District Act (Chapter 699, Statutes of 1947), and to amend Section 5 of the Napa County Flood Control and Water Conservation District Act (Chapter 1449, Statutes of 1951), and to amend Section 6 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), and to amend Section 5 of the San Joaquin Flood Control and Water Conservation District Act (Chapter 46, Statutes of 1956 (1st Ex. Sess.)), and to amend Section 5 of the San Luis Obispo County Flood Control and Water Conservation Dis-

trict Act (Chapter 1294, Statutes of 1945), and to amend Section 5 of the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), and to amend Section 5 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), relating to liability of public officers, agents and employees for entry on property.

Referred to Committee on Judiciary.

Senate Bill No. 500: By Senator Miller—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 501: By Senator Collier (At request of Department of Public Works)—An act to amend Sections 302, 313, 317, 320, 334, 335, 336, 337, 341, 348, 365, 375, 429, 441, 442, 541, 581, 582, 586, and 592, and to amend and renumber Sections 507, 543, 547, 556, 557, 558, 560, 612, 613, 613.2, of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Constitutional Amendment No. 6: By Senators Bradley and Farr—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XI thereof a new section to be numbered 5.1, relating to the adjustment of supervisorial district boundaries.

Referred to Committee on Local Government.

Senate Concurrent Resolution No. 20: By Senator Collier (At the request of the Department of the California Highway Patrol)—Relative to the California Highway Patrol.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 21: By Senator Cobey—Relative to the California Law Revision Commission.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 22: By Senator Bradley—Approving an amendment to the Charter of the City of Mountain View, a municipal corporation in the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the statewide election held therein on November 6, 1962.

Request for Unanimous Consent

Senator Bradley asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 22, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 22

Senate Concurrent Resolution No. 22—Approving an amendment to the Charter of the City of Mountain View, a municipal corporation in the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the statewide election held therein on November 6, 1962.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY, CALIFORNIA LEGISLATURE
3165 STATE CAPITOL, SACRAMENTO
February 4, 1963

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: Will you please have Assembly Joint Resolution No. 12 returned to this house for further action.

Yours very truly,

ARTHUR A. OHNIMUS

MOTION TO RETURN RESOLUTION TO ASSEMBLY

Senator Burns moved that Assembly Joint Resolution No. 12 be withdrawn from the Committee on Rules and returned to the Assembly for further consideration, pursuant to their request.

Motion carried.

ADJOURNMENT

At 3.50 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Tuesday, February 5, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTEENTH LEGISLATIVE DAY
TWENTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, February 5, 1963

The Senate met at 11 a.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

O God, Lord and master of life and death, before the beginning of the ages, Thou did decree our existence in this era, and at this moment of time. Give us this day the breath of life, guard in Thy wisdom and fatherly care each of the seventeen and a half millions of lives whose best interests we represent. Let Thy face shine on those who this day shall have used up the days allotted to them here, to begin the day of eternity and of destiny. Strengthen us, too, O Lord against the day of our death. For Thou, O Lord art our life, our hope, and our destiny. AMEN.

Senator McCarthy Presiding

At 11.05 a.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:
Senator Miller, on motion of Senator Teale on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joy Ann Coggin and Nancy Farr, both of Carmel.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George M. Hunt of St. Helena.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Ray Kosich of Stockton.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Knights Elementary School of Knights Landing: Roy A. Payne, principal; Lee Richter, board member; *Students*—Elaine Alonso, Roy Amaya, Agustin Heras, Paul Herr, Steven Hunter, Linda Pierce, Alvin Short, Dicky Webb, Rebecca Christen, Rocky Correia, Dale Jones, Elizabeth Walfrid, David Stice, Rose Amaya, Scott Bynum, Pat Christen, Roberta Correia, Nancy Waters, and Tom Wells.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Notre Dame School of Marysville: Sister Superior Patricia Marie, teacher; Mrs. Franz Peters and Mrs. Charles Mathews, adults; students—Elizabeth Ahart, Diane Allison, Robert Burns, Lawrence Cameron, Barbara Carlos, David Casella, Judith Centerwall, Richard Cisson, Judith Collins, Jorga Custer, Stephen DeGloria, Penny Dyer, Frank Elder, Kathleen Ferri, Cecilia Flowers, Andrew Garcia, Lyle Gilbert, Linda Goin, Daniel Gunther, Michael Hardie, Alice Harris, Verna Helfrich, Karen Hersey, Jacqueline Hutchison, David Irish, David Johnson, Gregory Klabouch, Margaret Locke, Michael Lynch, Mary Mathews, Michael McDougal, Terry Mills, Frank Miranda, Lea Ann Meuerburg, Dennis Peters, Simon Ramos, Larry Reimers, John Rollins, Jean Rose, Robert Sales, Virginia Schmidl, Steven Schneller, Ronald Simeroth, Suzanne Stassi, Daniel Vantress, Madonna Wald, and Mary Witfill.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Tierra Buena Elementary School of Yuba City: Teacher: Mr. Joseph K. Roberts; District Superintendent: Mr. Donald E. Jones; students: Vera Allen, Gloria Balderrama, Jo Etta Bennett, Glenda Grace, Hortensia Partida, Gloria Rindon, Edna Smith, Rubilee Smith, Debbie Strachan, Earlene Weber, Linda Bryant, Sue Hempel, Linda Lee, Hopie Marquez, Wanda Stevenson, Roy Ball, Mike Filby, Roy Harman, Jess Harpol, Gerald Johnson, John Johnston, Reid Jones, Chris Nakatani, Raymond Papa, Mike Patrick, Joe Paxton, Michael Shine, Clarence Stephens, John Piper, Ronnie Sandage, Joe Britt, and Larry Reed.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 4, 1963*To the Senate of the State of California:*

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

ALFRED PAYNE SMITH, resident of 2539 14th Avenue, San Francisco; partner in the insurance firm of Holtemann, Ord, and Smith of San Francisco; member of the Contractors' State License Board since January 17, 1962;

Member, Contractors' State License Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

WILLIAM P. ELSER, resident of 1151 West Muirlands Drive, La Jolla; member of the Fish and Game Commission since October 3, 1956;

Member, Fish and Game Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1969.

MRS. MAXWELL E. GREENBERG, resident of 707 North Walden Drive, Beverly Hills; was graduated from the University of California at Los Angeles in 1946 with a major in sociology and was a Phi Beta Kappa; received her masters degree in psychology from the Harvard Graduate School of Education in 1949; Member, Social Welfare Board since June 16, 1961;

Member, Social Welfare Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

JOHN P. ELSBACH, resident of the Sheraton-West Hotel, Wilshire Boulevard, Los Angeles; member of the State Park Commission since June 9, 1961;

Member, State Park Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

WILLIAM A. NORRIS, resident of 1540 San Pasqual, Pasadena; was educated at Princeton University and graduated with high honors; received Bachelor of Laws degree from Stanford University; member of the State Board of Education since June 23, 1961;

Member, State Board of Education, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

THOMAS W. BRADEN, resident of 1931 South Pacific, Oceanside; publisher of the *Oceanside Blade Tribune*; was educated at Dartmouth College; member of the State Board of Education since February 16, 1959;

Member, State Board of Education, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

JOHN M. ANNAND, resident of 5608 Springhill Place, Los Angeles; member of the Small Crafts Harbor Commission since April 3, 1962;

Member, Small Crafts Harbor Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

LIM P. LEE, resident of 1036 Pacific Avenue, San Francisco, member of the California Veterans Board since January 24, 1961;

Member, California Veterans Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

ARTHUR T. LUDDY, resident of 1220 Ninth Street, Sacramento; salesman for California-Western States Life Insurance Company; member of the California Highway Commission since February 10, 1959;

Member, California Highway Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

ROGER S. WOOLLEY, resident of Rancho Santa Fe; Attorney at Law in San Diego; member of the California Highway Commission since March 18, 1959;

Member, California Highway Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

ROLLIN LEE MCNITT, JR., resident of 444 North Stanford Way, Whittier; a Stanford graduate; Attorney at Law; President of Rose Hills Memorial Park; a director of the National Association of Cemeteries; Director of the Interment Association of California; Director of the Western Cemetery Alliance; member of the Cemetery Board since May 20, 1961;

Member, Cemetery Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

HARRY W. FALK, JR., resident of 8 South Highland, Ukiah; a member of the Ukiah law firm of Falk, Johnson & Cleland; member of the State Athletic Commission since January 18, 1957;

Member, State Athletic Commission, vice self, term expired, for the term prescribed by law, ending January 1, 1967.

THOMAS H. RODGERS, 141 Eugenia Drive, Ventura; Vice President of Chanslor-Western Oil Development Company; member of the State Mining Board since July 17, 1959;

Member, State Mining Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

EDMOND F. BROVELLI, resident of 681 Montecito Boulevard, Napa; President of the Basalt Rock Company, Incorporated; member of the State Mining Board since March 27, 1962;

Member, State Mining Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

PAUL S. MERCURIO, resident of Carmel; owner of the Pine Inn Barber Shop, Carmel; member of the State Board of Barber Examiners since December 5, 1960;

Member State Board of Barber Examiners, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

JOSEPH G. KENNEDY, resident of 271 Dalewood Way, San Francisco; graduated from Swift Memorial College and received his Bachelor of Laws degree from Hastings College of the Law; joined the staff of the San Francisco Public Defender in 1955; active in the Family and Service Agency of San Francisco, Booker T. Washington Community Center, the Urban League, and the National Association for the Advancement of Colored People;

Member, Industrial Accident Commission, vice Elton Lawless, resigned, for the term prescribed by law, ending January 15, 1967.

WILLIAM E. NISSEN, resident of 815 South Donna Beth Street, West Covina; Secretary-Treasurer of Retail Milk Drivers and Salesmen, Local Union No. 441; member of Alexander Hamilton Lodge 535, Al Malaikah Temple, and Peace Officers' Shrine Club;

Member, Motor Vehicle Pollution Control Board, vice Theodore Merrill, resigned, for the term prescribed by law, ending July 1, 1963.

BART LYTTON, resident of 333 South Mapleton Drive, Holmby Hills; a graduate of the University of Virginia; President of Lytton Financial Corporation; President and Chairman of the Board of Lytton Savings and Loan Association;

Member, Motor Vehicle Pollution Control Board, vice Robert L. Osborne, resigned, for the term prescribed by law, ending July 1, 1964.

SAMUEL LEASK, JR., resident of 856--5th Avenue, Los Angeles; former Health and Welfare Agency Administrator; City Administrative Officer of Los Angeles from 1951 until 1961; former vice president of May Department Stores Company of Los Angeles and the J. W. Robinson Company of Los Angeles; former Director of the Office of Price Administration for Southern California;

Member, State Personnel Board, vice Dr. Robert Davis Gray, term expired, for the term prescribed by law, ending January 15, 1973.

MILTON G. GORDON, resident of 312 South Wetherly Drive, Los Angeles; received his Bachelor of Arts degree from Wayne State University in Public Administration and his Master of Arts degree in political science from U.C.L.A.; was appointed to the United States Department of Labor's Wage-Hour Division; has been a realtor for the last 11 years; member of the Los Angeles and Beverly Hills Realty Board; member of the National Institute of Real Estate Brokers;

Real Estate Commissioner, vice Wynne A. Savage, term expired, for the term prescribed by law, ending January 15, 1967.

D. N. SCHNEIDER, resident of 1537 East Commonwealth Avenue, Fullerton; owner of D. N. Schneider Construction Company; President of Schneider Homes, Inc.; secretary and a director to the Home Builders Council of California, Inc.; President of the Residential Builders Council of the Building Contractors Association; was awarded the 1961 Meritorious Award of the Building Contractors Association and the executive committee award of that organization in 1959 and 1961;

Member, Contractors' State License Board, vice Forest D. Pugh, resigned for the term prescribed by law, ending January 15, 1964.

MARTIN MATICH, resident of 1245 Norman Road, Colton; graduated from the University of Notre Dame with a degree in civil engineering; has been president of the Match Corporation of Colton since 1959; former Mayor of Colton; past president of the Southern California Chapter of Associated General Contractors;

Member, Contractors' State License Board, vice Mrs. Edith Chambers, term expired, for the term prescribed by law, ending January 15, 1967.

NORMAN G. LARSON, resident of 12010 Iredell, North Hollywood; member of the California Aeronautics Board since January 24, 1951;

Member, California Aeronautics Board, vice self, term expired, for the term prescribed by law, ending December 31, 1966.

J. WALTER SCHAEFER, resident of 1960 North Kenmore, Los Angeles; member of the California Aeronautics Board since October 27, 1959;

Member, California Aeronautics Board, vice self, term expired, for the term prescribed by law, ending December 31, 1966.

ELTON BROMBACHER, resident of 2638 Francisco Way, El Cerrito; member of the Fair Employment Practice Commission since September 30, 1959;

Member, Fair Employment Practice Commission, vice self, term expired, for the term prescribed by law, ending September 18, 1966.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 4, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 12

Assembly Concurrent Resolution No. 23

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By TIMOTHY LEMUCCHI, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Joint Resolution No. 12—Relative to memorializing the Congress of the United States to establish a "National Flag Week."

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 23—Relative to "National Flag Week."

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 5, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 324

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 5, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 4

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, February 5, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Joint Resolution No. 7

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

COLLIER, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, February 5, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 104

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 5, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 59

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

COLLIER, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, February 5, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 96

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, February 5, 1963

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

CYRIL MAGNIN, resident of Hillsborough; president of Joseph Magnin stores; member of the Board of San Francisco Port Authority since May 12, 1955; was reappointed May 1, 1962, Member, Board of San Francisco Port Authority, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of San Francisco Port Authority, vice self, term expired, for the term prescribed by law, ending May 1, 1966.

DR. H. A. TAGLIAFERRI, resident of San Francisco; chief oral surgeon at St. Luke's Hospital in San Francisco; member of the Board of San Francisco Port Authority since February 10, 1959; was reappointed May 1, 1962, Member, Board of San Francisco Port Authority, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of San Francisco Port Authority, vice self, term expired, for the term prescribed by law, ending May 1, 1966.

WALTER T. SHANNON, resident of Sacramento; Director of the Department of Fish and Game; was appointed June 18, 1962, Commissioner, Pacific Marine Fisheries Commission, vice Richard S. Croker, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Commissioner, Pacific Marine Fisheries Commission, vice self, term expired, for the term prescribed by law, ending September 19, 1963.

E. DEAN PRICE, resident of Modesto; attorney at law of the firm of Zeff, Halley and Price; formerly a member of the mental health advisory board of Stanislaus County; graduate of the University of California; served in recent years in various capacities in the Community Chest, United Fund and the heart and cancer campaigns; was appointed September 23, 1962, Member, Board of Trustees, Modesto State Hospital, vice Hans Hartman, M.D., term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Modesto State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

MARGARET SHARP MARBLE, (Mrs. Dana), resident of Santa Paula; native of Ventura County; writer, book reviewer and theater columnist; graduate of Pomona College magna cum laude with honors in creative writing in 1935; was appointed September 11, 1962, Member, Board of Trustees, Camarillo State Hospital, vice Mrs. Alfreda Teague, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Camarillo State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

GREYSON LEE BRYAN, resident of Covina; in real estate investments; was appointed April 26, 1962, Member, Board of Trustees, The Pacific State Hospital, vice Donald P. Nichols, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, The Pacific State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

GANEL S. BAKER, (Mrs. James S.), resident of Pomona; member of the Board of Trustees, The Pacific State Hospital since April 3, 1958; was reappointed April 26, 1962, Member, Board of Trustees, The Pacific State Hospital, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, The Pacific State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

A. T. RICHARDSON, resident of Pomona; Editor, Progress-Bulletin in Pomona; member of the Board of Trustees, The Pacific State Hospital since April 3, 1958; was reappointed April 26, 1962, Member, Board of Trustees, The Pacific State Hospital, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, The Pacific State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

ANNA LAURA MYERS, resident of Covina; graduate of Stanford University with a major in economics and a minor in political science; graduate work at the University of California at Berkeley, specializing in public finance and social work; employed as a social worker in the Pasadena Welfare Department; member of the committee which established the Covina Child Care Center; was appointed May 28, 1962, Member, Board of Trustees, The Pacific State Hospital, vice Mrs. Ina S. Pitzer, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, the Pacific State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

ROY M. SWAIN, O.D., resident of Ukiah; practiced optometry since 1925; active in civic affairs and service organizations; member of the Board of Trustees, Mendocino State Hospital since March 29, 1958; was reappointed July 11, 1962, Member, Board of Trustees, Mendocino State Hospital, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Mendocino State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

WASHINGTON I. MANNERING, resident of Napa; grocery store owner and operator; active in the grange; member of the Board of Trustees, Napa State Hospital since February 17, 1945; was reappointed July 11, 1962, Member, Board of Trustees, Napa State Hospital, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Napa State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

DWIGHT H. MURRAY, SR., M.D., former president of the American Medical Association; member of the Board of Trustees, Napa State Hospital since February 17, 1945; was reappointed July 11, 1962, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Napa State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

MRS. MARY REARDON TURNER, resident of Napa; graduate of St. Mary of the Woods College; a dietitian; served as an Army dietitian and as chief dietitian and food administrator in hospitals; was appointed July 11, 1962, Member, Board of Trustees, Napa State Hospital, vice Mrs. Mitto Blodgett, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Napa State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

LLOYD T. MARSHALL, resident of Napa; graduate of the University of California with a degree in electrical engineering; recently retired from the Pacific Telephone and Telegraph Company after 38 years of service as electrical engineer and district manager; was appointed July 11, 1962, Member, Board of Trustees, Napa State Hospital, vice Eugene L. Webber, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Napa State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

THEODORE E. CUMMINGS, resident of Beverly Hills; President of the Food Giant Market in Los Angeles; member of the Board of Directors of Food Giant Markets, Inc.; member of the boards of directors of numerous other companies, including Pacific Coast Properties, Inc., Guaranty Bank, and Crown Savings and Loan Company; member of the Business Advisory Council; was appointed July 19, 1962, Member, Commission on Judicial Qualifications, vice Hugh Evans, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Commission on Judicial Qualifications, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

JOSEPH ESTILL HAVENNER, resident of San Marino; graduate of Oregon State College; General Manager, Automobile Club of California; Secretary of the Metropolitan Los Angeles Freeway Committee; Secretary of the Los Angeles Traffic Advisory Board; Member of the Mayor's Traffic Survey Committee; was appointed September 12, 1962, Member, Motor Vehicle Pollution Control Board, vice John C. Spencer, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Motor Vehicle Pollution Control Board, vice self, term expired, for the term prescribed by law, ending July 1, 1966.

RICHARD MAXWELL MOCK, resident of Los Angeles; graduate of the College of Engineering of New York University; an electronics engineer and management consultant; formerly Director of Lear Incorporated; was appointed September 12, 1962, Member, Motor Vehicle Pollution Control Board, vice James Allen, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Motor Vehicle Pollution Control Board, vice self, term expired, for the term prescribed by law, ending July 1, 1966.

ERNST H. PLESSET, Ph.D., resident of Los Angeles; graduate of the University of Pittsburgh and Harvard University, received a doctorate degree from Harvard; President, E. H. Plesset Associates, Inc.; President and Chairman of the Board of Technical Industries, Inc.; former Chief of the Nuclear Energy Division and the Physics Division of the Rand Corporation; was appointed September 12, 1962, Member, Motor Vehicle Pollution Control Board, vice Arie Jan Haagen-Smit, Ph.D., term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Motor Vehicle Pollution Control Board, vice self, term expired, for the term prescribed by law, ending July 1, 1966.

DAN KELSAY, resident of Modesto; Sheriff, Stanislaus County; Member of Commission on Peace Officer Standards and Training since October 6, 1959; was reappointed October 3, 1962, Member of Commission on Peace Officer Standards and Training, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member of Commission on Peace Officer Standards and Training, vice self, term expired, for the term prescribed by law, ending September 18, 1965.

WILLIAM J. McCANN, resident of Santa Fe Springs; City Councilman, Santa Fe Springs; Member of Commission on Peace Officer Standards and Training since March 27, 1962; was reappointed October 1, 1962, Member of Commission on Peace Officer Standards and Training, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member of Commission on Peace Officer Standards and Training, vice self, term expired, for the term prescribed by law, ending September 18, 1965.

ROBERT S. SEARES, resident of Pasadena, Chief of Police, Arcadia; Member of Commission on Peace Officer Standards and Training since October 11, 1960; was reappointed October 3, 1962, Member of Commission on Peace Officer Standards

and Training, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member of Commission on Peace Officer Standards and Training, vice self, term expired, for the term prescribed by law, ending September 15, 1965.

REVEREND WALLACE O. KLANDRUP, resident of San Luis Obispo; pastor of the Mt. Carmel Lutheran Church; President of the San Luis Obispo County Ministerial Association; President of the County Co-ordinating Council; was appointed October 25, 1962, Member, Board of Trustees, Atascadero State Hospital, vice Monsignor Michael Sullivan, deceased, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Atascadero State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

HAROLD C. GOODALE, resident of Paso Robles; a retired retail lumber dealer now employed by a real estate firm; prominent in Red Cross, Rotary Club and Methodist Church activities, was appointed October 25, 1962, Member, Board of Trustees, Atascadero State Hospital, vice A. H. Wilmar, M.D., term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Atascadero State Hospital, vice self, term expired, for the term prescribed by law, ending four years from date of confirmation.

ROBERT N. EDDY, resident of Bakersfield; Architect; Member, State Building Standards Commission since June 9, 1959; was reappointed December 14, 1962, Member, State Building Standards Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

RICHARD H. BARRETT, resident of Hillsborough; Contractor; Member, State Building Standards Commission since June 9, 1959; was reappointed December 14, 1962, Member, State Building Standards Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

RALPH S. McLEAN, resident of Fullerton; structural engineer, Member, State Building Standards Commission since June 9, 1959; was reappointed December 14, 1962, Member, State Building Standards Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

JAMES S. LEE, resident of Van Nuys; officer of the State Building and Construction Trades Council; was appointed December 14, 1962, Member, State Building Standards Commission, newly created position, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

JOHN D. MOREHOUSE, resident of Oakhurst; member of the Madera County Planning Commission; Member, State Building Standards Commission since August 22, 1960; was reappointed December 14, 1962, Member, State Building Standards Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

MAX WILLIAM STRAUSS, resident of Los Angeles; superintendent of the Beverly Hills Building Department; local government representative; Member, State Building Standards Commission since March 2, 1961; was reappointed December 14, 1962, Member, State Building Standards Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

LEON EARL HENRY, resident of Inglewood; officer of the Southern California Gas Company; public representative; was appointed December 14, 1962, Member, State Building Standards Commission, newly created position, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

EMIL J. WIEBER, resident of San Francisco; electrical contractor; public representative; was appointed December 14, 1962, Member, State Building Standards Commission, newly created position, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

JACK EDWARD TAYLOR, resident of Oakland; Building and Housing Administrator; local government representative; was appointed December 19, 1962, Member, State Building Standards Commission, vice Gilbert Morris, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

DON B. LEIFFER, Ph.D., resident of La Mesa; was graduated from high school in Los Angeles and received his A.B. degree from the University of California at Los Angeles and his M.A. and Ph.D. degrees from Harvard University; has been an instructor at Harvard University, Radcliffe College, Tufts College, Boston University, University of California at Los Angeles, and, presently, at San Diego State College; in 1959, was appointed to the Governor's Committee on Metropolitan Area Problems; member of the American, Western and Southern California Political Science Association, Western Governmental Research Association, National Municipal League, American Association of University Professors, Urban League, and Delta Upsilon, was appointed December 28, 1962, Member, Western Interstate Commission for Higher Education, vice Dr. Roy E. Simpson, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Western Interstate Commission for Higher Education, vice self, term expired, for the term prescribed by law, ending October 12, 1966.

PETER E. MITCHELL, resident of Ross, Member, Public Utilities Commission since January 1, 1957; was reappointed December 28, 1962, Member, Public Utilities Commission, vice self, term expired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Public Utilities Commission, vice self, term expired, for the term prescribed by law, ending January 1, 1969.

MRS. FLORENCE CLIFTON, resident of Granada Hills; former member of the Los Angeles City Housing Commission and was active in the committee for better schools campaign in Los Angeles in 1957; was appointed January 2, 1963, Chief of the Division of Industrial Welfare, Department of Industrial Relations, vice Mrs. Nancy C. Swadesh, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Chief of the Division of Industrial Welfare, Department of Industrial Relations, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

MELVIN M. BELL, resident of San Francisco; attorney; public representative was appointed January 4, 1963, Member, State Building Standards Commission, newly created position, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Building Standards Commission, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

Has had the same under consideration and reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

The appointments by the Governor were read.

Motion to Confirm Governor's Appointments

Senator Burns moved that the Senate take up at this time for confirmation the above appointments of the Governor, reported from Committee on Rules recommending their confirmation.

Motion carried.

The roll was called, and the appointments were confirmed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Peterson, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Appointments Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointments of Cyril Magnin, Dr. H. A. Tagliaferri, Walter T. Shannon, E. Dean Price, Margaret Sharp Marble, Greyson Lee Bryan, Ganell S. Baker, A. T. Richardson, Anna Laura Myers, Roy M. Swain, O.D., Washington I. Mannering, Dwight H. Murray, Sr., M.D., Mrs. Mary Reardon Turner, Lloyd T. Marshall, Theodore E. Cummings, Joseph Estill Havenner, Richard Maxwell Mock, Ernst H. Plesset, Ph.D., Dan Kelsay, William J. McCann, Robert S. Seares, Rev. Wallace O. Klandrud, Harold C. Goodale, Robert N. Eddy, Richard H. Barrett, Ralph S. McLean, James S. Lee, John D. Morehouse, Max William Strauss, Leon Earl Henry, Emil J. Weber, Jack Edward Taylor, Don B. Leiffer, Ph.D., Peter E. Mitchell, Mrs. Florence Clifton, and Melvin M. Belli.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 484

Senator Cobey moved that Senate Bill No. 484 be withdrawn from Committee on Agriculture and re-referred to Committee on Judiciary.

Motion carried.

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

Senate Bill No. 324—An act to authorize the Director of Agriculture to adopt emergency regulations relating to lettuce and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—Senators Backstrand and Lagomarsino—2.

The roll was called, and the bill passed by the following vote.

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—Senators Backstrand and Lagomarsino—2.

Bill ordered transmitted to the Assembly.

By Senators Burns and Donnelly:

Senate Resolution No. 42

Relating to congratulating the Council of California Growers

WHEREAS, The Council of California Growers was established by the farmers of this State in 1960 for the purpose of creating a better understanding between the farm and nonfarm people; and

WHEREAS, The Council of California Growers has approached this task of telling the true story of California agriculture to the general public through the extensive use of news stories, regular newspaper, radio and television feature stories, billboards,

advertisements and many public appearances by leading farmers before audiences of city people; and

WHEREAS, The Council of California Growers has recently produced and made public a 28-minute color film narrated by Joel McCrea entitled "Horizon"; and

WHEREAS, This film was produced by the council as a public service informational and educational undertaking, designed to clear up many misconceptions which a recent public opinion and legislative survey revealed exists concerning California agriculture; and

WHEREAS, This motion picture has been endorsed and praised by Director of Agriculture Charles Paul and by the California State Board of Agriculture; and

WHEREAS, This film will serve as an excellent media to provide new generations of our citizens with factual information about agriculture and help these young people to better understand the interdependence between urban and rural industries; now, therefore, be it

Resolved by the Senate of the State of California. That the Members of the Senate congratulate and commend the Council of California Growers for having produced this excellent film revealing the facts concerning the importance of agriculture to the State of California; and be it further

Resolved. That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Mr. Keith Mets, President, Council of California Growers and to Mr. Joel McCrea.

Resolution read, and unanimously adopted on motion of Senator Burns.

RESOLUTIONS

The following resolution was offered:

By Senator Rodda:

Senate Resolution No. 46

Relative to commending the City of Sacramento on its efforts to establish an arts and community center

WHEREAS, The City of Sacramento not only is the capital of California but also a major population center in the western United States; and

WHEREAS, Along with its tremendous growth in recent years has come a demand for facilities in which to present cultural, recreational, entertainment and other community events, and a need for more and greater facilities for people and organizations holding their conventions in the capital of the State of California; and

WHEREAS, All California would benefit by the establishment of such facilities; and

WHEREAS, The people of Sacramento, on February 19, 1963, will have an opportunity to vote upon a bond issue to furnish funds for the construction of buildings which will provide, in the downtown area of Sacramento, both a theater-concert complex with seating for 2,500 persons and an exhibition-convention complex with facilities for 3,000 people and, as well, will afford a visual arts complex at the famous and historic Crocker Art Gallery; and

WHEREAS, These new facilities will enable the City of Sacramento to be the focal point of the cultural activities of an expected population of 1,380,000 people within the Sacramento urban area and a convention and exhibition site for all the western United States; and

WHEREAS, Members of the Legislature are delighted that these additional facilities will be available to them, to their families, and to all others coming to the capital for governmental and legislative business during the legislative sessions and throughout the year; now, therefore, be it

Resolved by the Senate of the State of California. That its members commend the City of Sacramento on its progressive and enlightened efforts to establish an arts and community center in Sacramento and express their hope that every Sacramento citizen will find it possible to cast his vote in favor of the proposal to be voted upon on February 19, 1963; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to James B. McKinney, Mayor of the City of Sacramento, and to Judge Thomas J. MacBride, Chairman of the Citizens' Committee for the Arts and Community Center.

Resolution read, and unanimously adopted on motion of Senator Rodda.

Motion to Reconsider

Senator Rodda moved to reconsider the vote whereby Senate Resolution No. 46 was adopted.

The roll was called, and the motion carried by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Motion to Re-refer Senate Resolution No. 46

Senator Rodda moved that Senate Resolution No. 46 be re-referred to Committee on Rules.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Geddes:

Senate Resolution No. 47

Commending Kenneth Dixon and Wilbur Manson

WHEREAS, On February 1, 1963, when, because of the overflowing of the Napa River which resulted in the flooding of downtown Napa, the car in which Mrs. Laverne Berg and her six young passengers were riding was sinking and was in great danger of being swept into the Napa River; and

WHEREAS, Kenneth Dixon, who is 11 years old and who was a passenger in Mrs. Berg's car, left the car and waded and swam for help and Wilbur Manson, a truck-driver who was passing the scene in his truck, rescued Mrs. Berg and her passengers in his truck and drove them to safety; and

WHEREAS, By so doing, Kenneth Dixon and Wilbur Manson showed great courage and heroism and were instrumental in avoiding a possible tragedy; now, therefore, be it

Resolved by the Senate of the State of California, That, as such courage and heroism deserve to be recognized, the Members of the Senate hereby commend Kenneth Dixon and Wilbur Manson for their parts in effecting this rescue; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Kenneth Dixon and Wilbur Manson.

Resolution read.

Motion to Re-refer Senate Resolution No. 47

Senator Grunsky moved that Senate Resolution No. 47 be re-referred to Committee on Rules.

Motion carried.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Way:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, February 4, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 549—An act to add Section 23.1 to the Citrous Pest District Control Act (Chapter 89, Statutes of 1939), relating to citrous pest control districts, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR WAY

Request read, and referred to Committee on Rules.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Burns:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, February 4, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Assembly Bill No. 469—An act to add Sections 1403.1, 1403.2, 1403.3 and 1403.4 to the Education Code, relating to junior college districts, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR BURNS

Recommendation of Committee on Rules

SENATE CHAMBER, February 5, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Burns:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Assembly Bill No. 469.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Delwig, Donnelly, Farr, Geldes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

Assistant Secretary George B. Beattie at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 502: By Senator Cameron (At request of Department of Fish and Game)—An act to amend Section 355 of the Fish and Game Code, relating to migratory game birds.

Referred to Committee on Fish and Game.

Senate Bill No. 503: By Senator Cameron (At request of Department of Fish and Game)—An act to add Section 8606 to the Fish and Game Code, relating to commercial fishing gear.

Referred to Committee on Fish and Game.

Senate Bill No. 504: By Senator Cameron (At request of Department of Fish and Game)—An act to amend Sections 3035 and 7147 of the Fish and Game Code, relating to shipping tags for game and fish.

Referred to Committee on Fish and Game.

Senate Bill No. 505: By Senator Cameron (At request of Department of Fish and Game)—An act to add Section 314 to the Fish and Game Code, relating to hunting.

Referred to Committee on Fish and Game.

Senate Bill No. 506: By Senator Cameron (At request of Fish and Game Commission)—An act to add Section 313 to the Fish and Game Code, relating to fishing.

Referred to Committee on Fish and Game.

Senate Bill No. 507: By Senator Grunsky—An act to add Section 253 to the Insurance Code, relating to claims of spouses.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 508: By Senators Burns, Quick, Arnold, Collier, McCarthy, Lagomarsino, Dolwig, Begovich, and Regan—An act to amend Sections 20017.75, 20306, 21330 and 21364.7 of the Government Code, to repeal Sections 21290.75 and 21363.75 of said code, and to add Sections 15005, 20602.91, 20602.92, 20603.4, 20603.5, 20604.7, 20750.42, 20803.7, 20950.7, 20980.7, 21022.1, 21252.7, 21256.3, 21257.3, 21263.1, 21290.75, 21330.5 and 21363.75 to said code, relating to certain law enforcement personnel of the Department of Justice.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 509: By Senator Burns (At request of Department of Finance)—An act to repeal Part 6 (commencing with Section 35800), Division 24 of the Health and Safety Code, relating to housing for elderly persons of low income.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 510: By Senator Quick (At request of Department of Fish and Game)—An act to amend Section 3281 of the Fish and Game Code, relating to licensed pheasant clubs.

Referred to Committee on Fish and Game.

Senate Bill No. 511: By Senator Quick (At request of Department of Fish and Game)—An act to amend Section 3286 of the Fish and Game Code, relating to licensed pheasant clubs.

Referred to Committee on Fish and Game.

Senate Bill No. 512: By Senator Quick (At request of Department of Fish and Game)—An act to amend Sections 3277 and 3280 of the Fish and Game Code, relating to licensed pheasant clubs.

Referred to Committee on Fish and Game.

Senate Bill No. 513: By Senator Farr (At request of Attorney General)—An act to repeal Chapter 1.7 (commencing with Section 147) of Division 1 of the Welfare and Institutions Code, relating to solicitation of charitable contributions.

Referred to Committee on Judiciary.

Senate Bill No. 514: By Senator Farr (At request of Attorney General)—An act to amend Section 328 of the Probate Code, relating to notice of probate proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 515: By Senator Farr (At request of Department of the California Highway Patrol)—An act to amend Section 2418 of the Vehicle Code, relating to ambulance services.

Referred to Committee on Transportation.

Senate Bill No. 516: By Senator Farr (At request of the Youth and Adult Corrections Agency)—An act to amend Sections 20016 and 21363.3 of the Government Code, relating to state employees' retirement.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 517: By Senator Farr (At request of the Attorney General)—An act to add Section 12596 to the Government Code, relating to charities.

Referred to Committee on Judiciary.

Senate Bill No. 518: By Senator Backstrand (At request of Department of Public Works)—An act to amend Sections 256 and 2156 of the Streets and Highways Code, relating to reports to the Legislature on highways, streets and roads.

Referred to Committee on Transportation.

Senate Bill No. 519: By Senator Gibson (At request of Department of Professional and Vocational Standards)—An act to amend Section 2462 of the Business and Professions Code, relating to physical therapy.

Referred to Committee on Business and Professions.

Senate Bill No. 520: By Senator Gibson (At request of Department of Professional and Vocational Standards)—An act to amend Section 4905 of the Business and Professions Code, relating to veterinary medicine.

Referred to Committee on Business and Professions.

Senate Bill No. 521: By Senator Gibson (At request of Department of Professional and Vocational Standards)—An act to amend Section 8031 of the Business and Professions Code, relating to certified shorthand reporters.

Referred to Committee on Business and Professions.

Senate Bill No. 522: By Senator Gibson (At request of Department of Professional and Vocational Standards)—An act to amend Section 5681 of the Business and Professions Code, relating to landscape architects.

Referred to Committee on Business and Professions.

Senate Bill No. 523: By Senator Williams (At request of Department of Social Welfare)—An act to repeal Section 141 of the Welfare and Institutions Code, relating to welfare payments.

Referred to Committee on Social Welfare.

Senate Bill No. 524: By Senator Holmdahl (At request of Department of Industrial Relations)—An act to amend Sections 17960, 17961, and 17964 of, to add Section 17961.8 to, and to repeal Sections 17962 and 17963 of, the Health and Safety Code, relating to housing.

Referred to Committee on Local Government.

Senate Bill No. 525: By Senator Holmdahl (At request of Department of Industrial Relations)—An act to amend Sections 2410, 2412.5, 2413.6, and 2415 of the Labor Code, relating to labor camps and employee housing, and making an appropriation.

Referred to Committee on Labor.

Senate Bill No. 526: By Senator Holmdahl (At request of the Public Utilities Commission)—An act to repeal Section 3 of Chapter 1260 of the Statutes of 1959, relating to transportation fees.

Referred to Committee on Public Utilities.

Senate Bill No. 527: By Senator Sturgeon (At request of the Department of the California Highway Patrol)—An act to amend Section 16855 of the Education Code, relating to school buses.

Referred to Committee on Transportation.

Senate Bill No. 528: By Senator Weingand (At request of Department of Social Welfare)—An act to add Section 125 to the Welfare and Institutions Code, relating to the Welfare Advance Fund.

Referred to Committee on Social Welfare.

Senate Bill No. 529: By Senator Holmdahl (At the request of the State Bar of California)—An act to amend Sections 2019 and 2020 of the Code of Civil Procedure, relating to discovery in civil cases.

Referred to Committee on Judiciary.

Senate Bill No. 530: By Senator Holmdahl (At request of the Public Utilities Commission)—An act to add Sections 2100, 3800 and 4140 to, and to amend Sections 2104, 3807 and 4147 of, the Public Utilities Code, relating to violations by for-hire carriers.

Referred to Committee on Public Utilities.

Senate Bill No. 531: By Senator Miller (At request of Department of Alcoholic Beverage Control)—An act to amend Section 24013 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 532: By Senator Rees (At request of Trustees of the State Colleges)—An act to amend Section 23618 of the Education Code, relating to the state colleges.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 533: By Senator Rees (At request of Department of Finance)—An act to amend Sections 19622, 19623, 19626, 19626.2, 19627, 19628, and 19630 of, and to repeal Section 19624 of, the Business and Professions Code, relating to fairs and expositions.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 534: By Senator Rees (At request of Department of Finance)—An act to add Section 7011.5 to the Welfare and Institutions Code, relating to care of persons in state mental institutions.

Referred to Committee on Institutions.

Senate Bill No. 535: By Senator Rees (At request of Department of Finance)—An act to add Section 7.9 to the Government Code, relating to membership on state boards.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 536: By Senator Rees (At request of Department of Finance)—An act to add Section 13114.1 to the Government Code, relating to motor vehicle parking facilities, and making an appropriation.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 537: By Senator Rees (At request of Department of Finance)—An act to amend Sections 16731, 16736, and 16754 of the Government Code, relating to the General Obligation Bond Law.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 538: By Senator Collier (At request of Department of Public Works)—An act to amend Sections 81 and 2169 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 539: By Senator Rattigan—An act to amend Section 5600 of the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 540: By Senator Rattigan—An act to amend Section 5653 of the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 541: By Senator Rattigan—An act to amend Section 6456 of the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 542: By Senator Rattigan—An act to amend Section 6457 of the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 543: By Senator Rattigan—An act to amend Section 7409 of the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 544: By Senator Rattigan—An act to amend Section 7650 of the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 545: By Senator Rattigan—An act to amend Section 8450 of the Financial Code, relating to savings and loan associations. Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 546: By Senator Rattigan—An act to amend Section 8500 of the Financial Code, relating to savings and loan associations. Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 547: By Senator Rattigan—An act to amend Section 9001 of the Financial Code, relating to savings and loan associations. Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 548: By Senator Rattigan—An act to amend Section 7177 of, and to add Section 5073 to, the Financial Code, relating to savings and loan associations. Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 549: By Senators Way, Burns, Williams, and Stiern—An act to add Section 23.1 to the Citrous Pest District Control Act (Chapter 89, Statutes of 1939), relating to citrous pest control districts, declaring the urgency thereof, to take effect immediately. Referred to Committee on Agriculture.

Senate Bill No. 550: By Senator Murdy (At request of State College Trustees)—An act to add Section 9602 to the Education Code, relating to state textbooks. Referred to Committee on Education.

Senate Bill No. 551: By Senator Murdy—An act to amend Section 3127 of the Education Code, relating to the public schools, declaring the urgency thereof, to take effect immediately. Referred to Committee on Education.

Senate Bill No. 552: By Senator Murdy—An act to add Section 3127.5 to the Education Code, relating to the public schools, declaring the urgency thereof, to take effect immediately. Referred to Committee on Education.

Senate Bill No. 553: By Senator Quick (At request of Department of Fish and Game)—An act to amend Section 3271 of the Fish and Game Code, relating to pheasant clubs. Referred to Committee on Fish and Game.

Senate Bill No. 554: By Senators Lagomarsino and Cobey (At request of the Personnel Board)—An act to amend Section 19572 of the Government Code, relating to the State Civil Service. Referred to Committee on Governmental Efficiency.

Senate Bill No. 555: By Senator Rodda—An act to amend Section 8020 of, and to add Section 8023.5 to, the Business and Professions Code, and to add Section 68105 to the Government Code, relating to shorthand reporters, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Business and Professions.

Senate Bill No. 556: By Senator Cobey (At request of Department of Justice)—An act to add Section 1363 to the Penal Code, relating to discovery of evidence prior to trial in criminal cases.

Referred to Committee on Judiciary.

Senate Bill No. 557: By Senator Cobey (At request of Department of Alcoholic Beverage Control)—An act to amend Sections 23108, 23956, 23987, 24012, 24040, 24071, 24200, 24206, 24870, 25608, and 25759 of, and to repeal Sections 23321.5, 23952, 24050, 25201, 25210, 25211 and 25212 of, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 558: By Senator Cobey (At request of Division of Corporations)—An act to amend Sections 15502, 15507, 15509, 15519, 15520 and 15524 of the Corporations Code, relating to limited partnerships.

Referred to Committee on Judiciary.

Senate Bill No. 559: By Senator Geddes (At request of the Personnel Board)—An act to amend Section 18050 of the Government Code, relating to vacation credit for state employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 560: By Senators Christensen, Begovich, and Quick (At request of Military Department)—An act to amend Section 450 of, and to add Section 450.1 to, the Military and Veterans Code, relating to military courts and disciplinary punishments within the California National Guard, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 561: By Senators Teale and Begovich—An act to add Part 20 (commencing with Section 37001) to Division 2 of the Revenue and Taxation Code, relating to the taxation of purchases by public utilities of electricity or falling water developed at facilities exempt from property taxation.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 562: By Senator Cameron (At request of Department of Finance)—An act to add Section 4302.7 to the Government Code, relating to public purchases, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 563: By Senator Williams (At request of Department of Mental Hygiene)—An act to amend Section 7162 of the Fish and Game Code, relating to sport fishing licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 564: By Senator Teale—An act to amend Sections 431.5 and 431.8 of the Health and Safety Code, and to amend Sections

1 and 6 of Chapter 1754 of the Statutes of 1961, relating to hospitals, and making an appropriation.

Referred to Committee on Public Health and Safety.

Senate Bill No. 565: By Senator Arnold (Coauthor: Assemblyman Belotti), (At request of Department of Conservation)—An act to amend Sections 4902, 4910, 4913, 4947, 4963, 4964, 4967, 4968, 4969, 4970, and 4972 of, and to add Sections 4947.1, 4967.1, 4967.2, 4973 and 4974 to the Public Resources Code, relating to forest practices.

Referred to Committee on Natural Resources.

Senate Bill No. 566: By Senator Arnold—An act to repeal Sections 131.2 and 131.5 of the Code of Civil Procedure, relating to powers of courts.

Referred to Committee on Judiciary.

Senate Bill No. 567: By Senator Bradley—An act to repeal Article 7.6 (commencing with Section 53850) of Chapter 4, Part 1, Division 2, Title 5 of, and to add Article 7.6 (commencing with Section 53850) to Chapter 4, Part 1, Division 2, Title 5 of, the Government Code, relating to temporary borrowing by local agencies, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 568: By Senators Christensen and Collier (At request of Department of Public Works)—An act to add Section 103.7 to the Streets and Highways Code, relating to the valuation of park property acquired for state highway purposes.

Referred to Committee on Judiciary.

Senate Bill No. 569: By Senator Schrader (Coauthor: Assemblyman Ashcraft)—An act conveying in trust certain tidelands and submerged lands lying under the waters of the Pacific Ocean to the City of Ocean-side in furtherance of navigation, commerce and fisheries upon certain trusts and conditions, and providing for the government, management, use and control thereof, and reserving rights to the State.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 570: By Senator Stiern—An act to amend Section 6536 of the Business and Professions Code, relating to barbers.

Referred to Committee on Business and Professions.

Senate Bill No. 571: By Senator Stiern—An act to amend Section 1305 of the Penal Code, relating to bail.

Referred to Committee on Judiciary.

Senate Bill No. 572: By Senator Petersen (At request of Adult Authority)—An act to amend Sections 193, 221, and 245 of the Penal Code, relating to penalties for crimes against the person.

Referred to Committee on Judiciary.

Senate Bill No. 573: By Senator Petersen (At request of Adult Authority)—An act to amend Section 12021 of the Penal Code, relating to firearms.

Referred to Committee on Judiciary.

Senate Bill No. 574: By Senator Petersen (At request of the Adult Authority)—An act to amend Section 182 of the Penal Code, relating to penalties for crimes involving fraud.

Referred to Committee on Judiciary.

Senate Bill No. 575: By Senator Petersen (At request of Adult Authority)—An act to amend Section 26104 of the Corporations Code, relating to offenses under the laws relating to corporate securities.

Referred to Committee on Judiciary.

Senate Bill No. 576: By Senator Petersen—An act to amend Section 117 of the Code of Civil Procedure, relating to small claims courts.

Referred to Committee on Judiciary.

Senate Bill No. 577: By Senator Petersen—An act to add Section 5783.11 to the Public Resources Code, relating to the Lucerne Recreation and Park District.

Referred to Committee on Local Government.

Senate Bill No. 578: By Senators O'Sullivan and Teale (At the request of the Department of Water Resources)—An act to amend Section 8501 of, and to add Sections 8590.2 and 8590.3 to, and to add Chapter 6.5 (commencing with Section 8900) to Part 4 of Division 5 of, the Water Code, relating to the Sacramento-San Joaquin Drainage District.

Referred to Committee on Water Resources.

Senate Bill No. 579: By Senator Short—An act to amend Section 6092 of the Welfare and Institutions Code, relating to county psychopathic hospitals.

Referred to Committee on Judiciary.

Senate Bill No. 580: By Senator Cobey (At the request of the Department of Water Resources)—An act to amend Section 259, the title of Article 3 (commencing with Section 11590) of Chapter 6, Part 3, Division 6, Sections 11590 and 11592 of the Water Code, and to amend Section 1402 of the Public Utilities Code, relating to the acquisition of property for water resources development.

Referred to Committee on Water Resources.

Senate Bill No. 581: By Senators Williams, Farr, Cobey, Stiern, Begovich, and Burns (At the request of the Governor)—An act to add Sections 5006.3 and 5093 to the Public Resources Code, and to add Chapter 12.5 (commencing with Section 7000) to Division 7 of Title 1 of the Government Code, and to add Chapter 6 (commencing with Section 66400) to Title 7 of the Government Code, relating to the acquisition, maintenance, improvement, and use of property in the

area of the Westside Freeway and the California Aqueduct, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 582: By Senator Regan (Coauthor: Assemblyman Willson) (At the request of the Judicial Council)—An act to add Sections 71180.4 and 71601.3 to the Government Code, relating to judges of the justice courts.

Referred to Committee on Judiciary.

Senate Bill No. 583: By Senator Regan (Coauthor: Assemblyman Willson) (At the request of the Judicial Council)—An act to amend Section 68895, and to repeal Sections 68892, 68893, 68894, 68896, and 68897, of the Government Code, relating to publication of judicial opinions.

Referred to Committee on Judiciary.

Senate Bill No. 584: By Senator Regan (Coauthor: Assemblyman Willson) (At the request of the Judicial Council)—An act to amend Sections 117j, 117l, 983, 985, 988g, 988h, 988i, and 988j, to renumber and amend the heading of Chapter 4 (commencing with Section 983) of Title 13 of Part 2, and to repeal Sections 117jj, 117k, and 117n and Chapter 3 (commencing with Section 972) of Title 13 of Part 2, of the Code of Civil Procedure, relating to appeals in small claims cases and civil cases in justice courts.

Referred to Committee on Judiciary.

Senate Bill No. 585: By Senator Regan (Coauthor: Assemblyman Willson) (At the request of the Judicial Council)—An act to add Section 396.5 to the Code of Civil Procedure, relating to court proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 586: By Senator Regan (Coauthor: Assemblyman Willson) (At the request of the Judicial Council)—An act to add Section 598 to the Code of Civil Procedure, relating to the trial of cases.

Referred to Committee on Judiciary.

Senate Bill No. 587: By Senator Regan (Coauthor: Assemblyman Willson) (At request of the Judicial Council)—An act to add Sections 170.7 and 170.8 to the Code of Civil Procedure, relating to judges.

Referred to Committee on Judiciary.

Senate Bill No. 588: By Senator Regan (Coauthor: Assemblyman Willson) (At request of the Judicial Council)—An act to amend Section 1534 of the Penal Code, relating to search warrants.

Referred to Committee on Judiciary.

Senate Bill No. 589: By Senator Regan (Coauthor: Assemblyman Willson) (At request of the Judicial Council)—An act to amend Sections 68847 and 69143, to add Article 4 (commencing with Section 68926) to Chapter 3 of Title 8, and to repeal Sections 68848 to 68859,

inclusive, 69144 to 69153, inclusive, and 69155, of the Government Code, relating to fees in the Supreme Court and district courts of appeal.

Referred to Committee on Judiciary.

Senate Bill No. 590: By Senator Regan (Coauthor: Assemblyman Willson) (At request of the Judicial Council)—An act to amend Section 25302 of the Elections Code, relating to election to judicial office.

Referred to Committee on Elections.

Senate Bill No. 591: By Senator Regan (Coauthor: Assemblyman Willson) (At request of the Judicial Council)—An act to amend Section 12008 and to repeal Sections 12009 to 12016, inclusive, of the Water Code, relating to validating proceedings.

Referred to Committee on Water Resources.

Senate Bill No. 592: By Senator Regan (Coauthor: Assemblyman Willson) (At request of the Judicial Council)—An act to amend Section 581 of the Code of Civil Procedure, relating to dismissal of actions.

Referred to Committee on Judiciary.

Senate Bill No. 593: By Senator Regan (Coauthor: Assemblyman Willson) (At request of Judicial Council)—An act to amend Section 581d of the Code of Civil Procedure, relating to dismissal of actions.

Referred to Committee on Judiciary.

Senate Bill No. 594: By Senators Regan and Arnold (Coauthor: Assemblyman Willson) (At request of Judicial Council)—An act to amend Sections 554, 556, 558, 567, 632, 656, 658, 659, 700, 702, 778, and 800 of the Welfare and Institutions Code and to amend Section 13203 of the Vehicle Code, relating to juvenile courts.

Referred to Committee on Judiciary.

Senate Bill No. 595: By Senator Regan (Coauthor: Assemblyman Willson) (At request of the Judicial Council)—An act to amend Sections 12811, 14601, 14610, 40302, 40305, 40306, 40504, 40505, and 40506 of, and to add Section 40519 and 40520 to the Vehicle Code, relating to motor vehicle drivers' licenses.

Referred to Committee on Transportation.

Senate Bill No. 596: By Senator Regan (Coauthor: Assemblyman Willson) (At request of the Judicial Council)—An act to add Section 68508 to the Government Code, relating to traffic conferences.

Referred to Committee on Judiciary.

Senate Bill No. 597: By Senator Regan (Coauthor: Assemblyman Willson) (At request of the Judicial Council)—An act to amend Section 40513 of, and to add Section 40518 to, the Vehicle Code, relating to traffic cases.

Referred to Committee on Judiciary.

Senate Bill No. 598: By Senator Regan (Coauthor: Assemblyman Willson) (At request of the Judicial Council)—An act to amend Section 13210 of the Vehicle Code, relating to judgments in traffic cases.

Referred to Committee on Judiciary.

Senate Bill No. 599: By Senator Gibson (At request of Department of Public Works)—An act to amend Section 14275 of the Government Code, relating to state contracts.

To Committee on Governmental Efficiency.

Senate Bill No. 600: By Senator Regan (At request of the Governor)—An act to add Title 6 (commencing with Section 1350) to Part 4, Division Second, of the Civil Code, to add Section 783 to the Civil Code, to add Section 752b to the Code of Civil Procedure, to add Section 2188.3 to the Revenue and Taxation Code, and to amend Section 11535 of the Business and Professions Code and Section 659 of the Civil Code, relating to condominiums.

Referred to Committee on Judiciary.

Senate Bill No. 601: By Senator Regan—(At request of the Youth and Adult Corrections Agency)—An act to amend Sections 3020, 3041, and 5076.1 of the Penal Code, relating to the Adult Authority.

Referred to Committee on Judiciary.

Senate Bill No. 602: By Senators Regan, Petersen, Christensen, Lagomarsino, Grunsky, Quick, and Cobey (At request of Attorney General)—An act to add Section 11690 to the Health and Safety Code, relating to evidence in narcotic cases.

Referred to Committee on Judiciary.

Senate Bill No. 603: By Senator Murdy—An act to add Section 4734 to the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Local Government.

Senate Bill No. 604: By Senator Rodda—An act to amend Section 2745 of the Education Code, relating to junior colleges.

Referred to Committee on Education.

Senate Constitutional Amendment No. 7: By Senator Regan (Co-author: Assemblyman Willson) (At the request of the Judicial Council)—A resolution to propose to the people of the State of California an amendment to the Constitution of said State by amending Section 8 and the fifth paragraph of Section 26 of, and adding Section 1d to, Article VI of said Constitution, relating to justices and judges.

Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 8: By Senator Regan (Co-author: Assemblyman Willson) (At the request of the Judicial Council)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 18 of Article VI of said Constitution, relating to justices and judges.

Referred to Committee on Judiciary.

Senate Concurrent Resolution No. 23: By Senators Farr and Sturgeon—Relative to a controlled access highway in San Luis Obispo County.

Referred to Committee on Transportation.

MOTION TO PRINT REPORT

Senator Stiern moved that 1,000 additional copies of the Report of the Senate Fact Finding Committee on Public Health and Safety entitled "Particularly Chloromycetin, a Study of Antibiotics," be printed for distribution.

Motion carried.

MOTION TO EXCUSE SENATOR O'SULLIVAN

Senator Burns moved that Senator O'Sullivan be excused to leave the State on legislative business, February 10th through February 14th.

Motion carried.

ADJOURNMENT

At 12.05 p.m., on motion of Senator Rattigan, the President declared the Senate adjourned until 11 a.m., Wednesday, February 6, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

NINETEENTH LEGISLATIVE DAY

TWENTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, February 6, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

O God of Love and of Compassion, Thou hast instructed us that all of Thy laws can be summed up in one: "Love thy neighbor as thyself." May this law then, O Lord, be the law of our lives; may we truly give of ourselves at every moment for others. May this brotherly love drive out all selfishness and self-seeking, and make us dedicated servants of our brothers, that by loving man we may grow in love for Thee, O Lord. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Frank McCullough of the *Los Angeles Times*; Mr. Paul A. Winton of Los Angeles; Councilman Gordon Hahn of Los Angeles, and Mr. J. C. Agajanian of Gardena.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Edwin Coffin, Superintendent of Schools of Monterey County; Mr. Jim Thompson, Assistant Superintendent of Schools of Monterey County; and Mr. Tom Kemp of San Francisco.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard

Dana of San Francisco; George N. Hosford, M.D., of San Francisco; Dr. Charles deGuerre; Dr. L. N. Alkalay of San Francisco; Dr. Chester Herrod of San Francisco; Dr. Edward Kelley of San Francisco, and Dr. Don C. Musser of San Francisco.

On request of Senators Farr and Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. David Snow of Anaheim.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Alfred Goggio, M.D.; Herbert Frenzel, D.D.S.; and John Creech, D.D.S., all of Berkeley.

On request of Senators Holmdahl and Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harris Schwartz of Fullerton and Mr. James La Barber of Santa Ana.

On request of Senator Symons, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Roland Christiansen of Bishop.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber this day was unanimously extended to Mr. Roger Jabas of Santa Rosa.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Robert S. Nichols of Vallejo.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Henry Dawn of Ojai; and Bishop Newton Dahl, of Liberal Catholic Church of Minneapolis, Minnesota.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to James R. Reed, Anna Marie McCarthy, Audrey Kelley, and Darlene Hulsizer, all of Sacramento.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Margaret Champlain of North Highlands, Sacramento, and Mrs. Lucille Hosmer of San Carlos.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Anthony Matulich, Virgil Hollis, Mrs. Lois Parks, Roy Parks, and Edwin Blackmore.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to chaperone Robert Cardozo, and the following students of Pershing Intermediate School of Orangevale: Mike Amman, Randy Beaman, John Benjamin, Ron Berringer, Bruce Burkhartsmeier, Victor Brown, Michael Carner, David Cerrona, Jack Cowan, John Craggs, Robert Haustein, Alan Hiatt, Allen Gardner, Jay Hutchings, Irving Holley, Delmer Humphrey, Gary Kremer, James Majewski, James Mertz, Jon Moses, Clyde Mommson, Marvin Miller, Pat Murphy, Mike Phippen, Ronnie Oliver, Gary Ratliff, Donald Reynolds, James Sharp, Bob Stander, Steve Veffreda, Dean Wright, Susan Anderson, Elaine Bachman, Sally Belen, Diane

Bremmer, Gloria Dehnert, Frances Edwards, Marilyn Fredericks, Gloria Gonsalves, Gail Goodrich, Kathaleen Hunter, Barbara Jacques, Frances Jenkins, Malinda Lansdale, Sheryl Lusty, Barbara Maldonado, Jerilyn May, Judy Melohn, Cheri Johnson, Sharon Moninger, Vaunda Kay Merritt, Linda Orr, Eileen Randall, Linda Wilson, Linda Sue Sisk, Myra Weitemier, and Sharon Wagoner.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Strobbridge and Mrs. Young, and the following students of the Antioch Junior High School: Karel Babeock, Barbara Bailey, Patti Bennett, Mary Bird, Larry Boggs, Carol Brooks, Steven Butz, Mary Carter, Kathy Ford, Colleen Gosnell, Gay Greger, Jane Heidorn, Pauline Hess, Josephine Jenkins, Pam Johnson, Janice Jones, Caren Kish, Kristen Kline, Glen Lopez, Nina Lynch, Larry Merlini, Debra Olvera, Loel Osmond, Carol Price, Stephen Scudero, Jeffery Sheppard, Dianne Steinberg, Roils Yocum, Rossie Soy, Domonic Books, Jim Burcio, Peter Compos, Kirk Conkel, DeLinda Fertado, Marilyn Findley, Robert Gillette, Toni Gonsalves, Barbara Gooch, Richard Graham, Trudy Greco, Bradley Harris, Judith Jorgensen, Jean Kinsel, Sue Leroy, Linda Little, Pamela Lyons, Dean McClure, Paul Mattson, Donna Meagher, Robert Motts, David Myers, Dewey Paul, Eddie Pendleton, Carol Plum, Florence Strachan, John Sutton, Mark Thomas, Lynette Vargo, Rita Watson, and Rae Wiltse.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of the Plymouth Elementary School of Amador County: Mrs. Mary Carleton, teacher; Mr. Byron Westlake, Mrs. Kay D'Agostini, Mrs. Dena D'Agostini, Mrs. Nancy Germolis, Mrs. Ruth Kuhl, and Mrs. Ella Emerson, adults. Students Glenda Baker, Linda Blake, Vera Crawford, Martha Crawford, Kathy Emerson, Jennifer Estey, Elaine Fitze, Mary Ellen Germolis, Jeanine Kuhl, Pauline Murray, Sharon Russell, Linda Short, Cecelia Steiner, Lorna Sturgeon, Helen Upton, Sue White, Linda White, Sharon Williams, Dan D'Agostini, Tom Dillian, Bill Dillian, Kenneth Green, David Jauch, Larry Johannesen, Virgil Magud, Richard Matulich, Billy Mills, David Poor, Wesley Redding, Mike Smith, and Fred Waters.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC HEALTH

2151 BERKELEY WAY, BERKELEY

January 28, 1963

Hon. Hugh M. Burns, President pro Tempore,

State Senate, Sacramento

Hon. Jesse M. Unruh, Speaker,

State Assembly, Sacramento

GENTLEMEN: We are pleased to transmit herewith the final report relative to the extension of crippled children services to children suffering from epilepsy, pursuant to Chapter 2033, Statutes of 1959.

Respectfully submitted,

MALCOLM H. MERRILL, M.D., Director of Public Health

Letter of transmittal ordered printed in the Journal, and report filed with the Secretary of the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 4, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 22

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, February 6, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 469

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, Sacramento, February 6, 1963

MR. PRESIDENT: The Senate Committee on Finance announces the appointment of the following subcommittees:

Subcommittee No. 1—Collier, *Chairman*; Gibson, Rees.Subcommittee No. 2—Teale, *Chairman*; Arnold, McCarthy.Subcommittee No. 3—Murphy, *Chairman*; Cobey, Short.Subcommittee No. 4—Donnelly, *Chairman*; McAteer, Burns.

GEORGE MILLER, JR.

Chairman, Senate Finance Committee

LETTER OF TRANSMITTAL

SENATE FACT FINDING COMMITTEE ON GOVERNMENTAL ADMINISTRATION

STATE CAPITOL, SACRAMENTO

January 1963

*Hon. Glenn M. Anderson**President of the Senate*

DEAR MR. PRESIDENT: The Senate Fact Finding Committee on Governmental Administration was instructed by letter from the Senate Committee on Rules dated September 27, 1961, to study and report on the subject matter relevant to Senate Bill No. 751 of the 1961 Session of the California Legislature.

We hereby submit this report, approved by the committee, on the subject of Rehabilitation Workshops for the Handicapped.

The committee wishes to express its sincere appreciation to the staff of the various agencies, and to community groups, workshop representatives, and individuals interested in the problems of the handicapped, who gave their full co-operation to the committee during the research and investigations that were necessary to conduct this study.

Respectfully submitted,

STANLEY ARNOLD, Chairman
 VIRGIL O'SULLIVAN, Vice Chairman
 JOHN C. BEGOVICH

LUTHER E. GIBSON
 GEORGE MILLER, JR.
 ROBERT D. WILLIAMS

Letter of transmittal ordered printed in the Journal, and report printed in the Appendix to the Journal.

Motion to Print Report

Senator Arnold moved that 500 additional copies of the Report of the Senate Fact Finding Committee on Governmental Administration, on the subject of Rehabilitation Workshops for the Handicapped, be printed for distribution.

Motion carried.

RESOLUTIONS

The following resolution was offered :

By Senator Rees :

Senate Resolution No. 48

Relative to commending the Thomas Alva Edison Foundation

WHEREAS, Scientific achievement has become one of the most important criteria for our nation's growth and progress; and

WHEREAS, The youth of our nation must accept responsibility for continuing the leadership of the United States in the field of science; and

WHEREAS, "Science Youth Day" has been made a part of National Electrical Week, to encourage the interest of young Americans in science and engineering; and

WHEREAS, More than 250 outstanding Southern and Central California science students and teachers will be accorded well-deserved recognition on February 11, 1963, at the seventh annual Science Youth Day dinner and Edison Birthday Celebration; and

WHEREAS, The Thomas Alva Edison Foundation of New York has selected Los Angeles as host city for this observance; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate, on behalf of the citizens of this great State, commend the Thomas Alva Edison Foundation for bringing this distinguished event to California, and extend its warmest wishes for success of its objectives in future years; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitable copy of this resolution to the Thomas Alva Edison Foundation.

Resolution read, and unanimously adopted on motion of Senator Rees.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

Senate Bill No. 104—An act to amend Section 35790 of the Vehicle Code, relating to permits to tow overwidth trailer coaches, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 96—An act to amend Section 23610 of the Vehicle Code, relating to compressed airbrake safety devices, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In the caption of the printed bill, strike out "Senator Collier", and insert "Senators Collier and Miller
(Coauthor: Assemblyman Gaffney)".

Amendment No. 2

In line 1 of the title, strike out "23610", and insert "26310".

Amendment No. 3

On page 1, line 26, strike out "13", and insert "20".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Joint Resolution No. 7—Relative to local airline service to cities in California.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 19, of the printed measure, after "ties;"; insert "and

WHEREAS, The public convenience and necessity will be best served by restoration of local airline service to the City of Ukiah, State of California, as such service was scheduled during the year 1961;".

Amendment read, and adopted.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed measure, strike out "subsidy", and insert "subsidies".

Amendment No. 2

On page 1, line 19, after "ties;"; insert "and

WHEREAS, The public convenience and necessity will be best served by restoration of local airline service to the City of Ukiah, State of California, as such service was scheduled during the year 1961;".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 4—Relative to conveyance of federal lands in Marin County to the State of California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 605: By Senator Quick—An act to amend the heading of Chapter 1 (commencing with Section 1010) of Division 5 of, and Sections 1010, 1011, 1012, 1012.1, 1013, 1014, 1018, 1019, 1023, 1024, 1025, 1026, 1030, 1030.1, 1031, 1032, 1033, 1034, 1035, 1035.1, 1036, 1037, 1038, 1039, 1041, 1042.1, 1043, 1045, 1046, 1047, 1048, 1049 of, the Military and Veterans Code, relating to California Veterans' homes, and making an appropriation therefor.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 606: By Senator Nisbet—An act to amend Section 1 of Chapter 40 of the Statutes of 1962, First Extraordinary Session, relating to the Crestline-Lake Arrowhead Water Agency.

Referred to Committee on Water Resources.

Senate Bill No. 607: By Senators Nisbet, Begovich, Geddes, Holmdahl, Backstrand, and Rees—An act to amend Section 6366 of the Revenue and Taxation Code, relating to sales and use tax exemptions.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 608: By Senators Nisbet, Begovich, Geddes, Holmdahl, Backstrand, and Rees—An act to amend Section 6368 of the Revenue and Taxation Code, relating to sales and use tax exemptions.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 609: By Senator Holmdahl—An act to amend Section 9400 of the Vehicle Code, relating to weight fees for commercial vehicles.

Referred to Committee on Transportation.

Senate Bill No. 610: By Senator McCarthy—An act to amend Section 27124 of, and to add Section 27126 to, the Streets and Highways Code, relating to bridge and highway districts.

Referred to Committee on Local Government.

Senate Bill No. 611: By Senator McCarthy—An act to add Chapter 10.6 (commencing with Section 27195) to Part 3 of Division 16 of the Streets and Highways Code, relating to bridge and highway districts.

Referred to Committee on Local Government.

Senate Bill No. 612: By Senator Murdy—An act to amend Section 8022 of the Elections Code, relating to presidential electors.

Referred to Committee on Elections.

Senate Bill No. 613: By Senator McAteer—An act to amend Section 33481 of the Health and Safety Code, relating to community redevelopment.

Referred to Committee on Local Government.

Senate Bill No. 614: By Senator Stiern—An act to amend Section 8191 of the Streets and Highways Code, relating to separation of grade districts.

Referred to Committee on Transportation.

Senate Bill No. 615: By Senator Short—An act to amend Section 816.5 of the Public Utilities Code, relating to the regulation of public utilities.

Referred to Committee on Public Utilities.

Senate Bill No. 616: By Senators Gibson, Weingand, Backstrand, McAteer, and Rattigan—An act to add Chapter 7 (commencing with Section 18900) to Division 7 of the Financial Code and to add Sections 18003.1, 18200.7, 18203.6, 18624.2, 18668.4, and to amend Sections 18201, 18422, 18668.2, 18669 of said code, relating to industrial loan companies.

Referred to Committee on Insurance and Financial Institutions.

RECESS

At 11:27 a.m., on motion of Senator Burns, the Senate recessed until 11:43 a.m.

REASSEMBLED

At 11:43 a.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 347

Senator Burns moved that Senate Bill No. 347 be withdrawn from Committee on Public Health and Safety and re-referred to Committee on Business and Professions.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senators Regan, Rattigan, and O'Sullivan:

Senate Resolution No. 49

Relative to the duties of the Committee on Rules

WHEREAS, A lawsuit is now pending before the California Supreme Court entitled *Yorty et al. v. Anderson et al.*, and another lawsuit, entitled *Salvo v. Jordan et al.*, is pending before a three-judge court in the United States District Court for the Southern District of California, in both of which actions plaintiffs have challenged the validity of the election of the present membership of the California State Senate, the validity of the apportionment of the Senate, the validity of the statute which created the various existing Senatorial districts, and the validity of the provisions of the California Constitution pursuant to which these districts were created; and

WHEREAS, Other actions may be brought in the courts of California and of the United States in which the same issues will be raised, and other actions are now and will be pending in the courts of other States and of the United States in which substantially similar issues will be raised within the same subject matter of State legislative apportionment, the resolution of which issues will inevitably affect the apportionment of the California State Senate and the interests of the people of California; and

WHEREAS, The contentions made by plaintiffs in such actions bearing upon State legislative apportionment have brought into question the valid existence of the present California State Senate and its ability to perform its constitutional functions as a component body of the Legislature of this State; and

WHEREAS, The Senate, on behalf of the people of the State of California, has a vital and immediate interest in the resolution of the issues raised in such litigation, and it is imperative that the Senate, in the interests of the people of the State of California, participate and be represented in such actions to the fullest extent possible; and

WHEREAS, The heavy workload of the Legislative Counsel, and the extremely rigid time limitations he must meet in properly serving the needs of both houses of the Legislature and the 120 members thereof for bills, amendments, opinions and other matters related to the current 1963 General Session makes it impracticable for him and his staff to devote to such litigation the time and effort that their importance demands; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Committee on Rules is hereby directed to employ legal counsel to represent the interests of the Senate in such pending or further legal actions, bearing upon the subject of State legislative apportionment, as the Senate Committee on Rules shall determine, and to spend such amounts of money as the Senate Committee on Rules determines to be necessary therefor, which amounts shall be payable out of the Senate Contingent Fund.

Resolution read, and referred to Committee on Rules.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time:

Senate Bill No. 617: By Senators Gibson, Weingand, Backstrand, McAtcer, and Rattigan—An act to amend Sections 17765, 17766, and 17768 of, to amend and renumber Section 17765.1 of, to add Sections 17765.1, 17765.2, 17765.3, 17765.4, 17765.5, 17765.6, 17765.7, 17766.1, 17766.2, 17766.3, 17766.4, and 17773 to, and to repeal Section 17773 of, the Business and Professions Code, relating to trading stamp companies.

Referred to Committee on Business and Professions.

Senate Bill No. 618: By Senator Pittman—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Concurrent Resolution No. 24: By Senators Rodda and Rattigan (Coauthor: Assemblyman Powers)—Relative to a Civil War marker.

Referred to Committee on Rules.

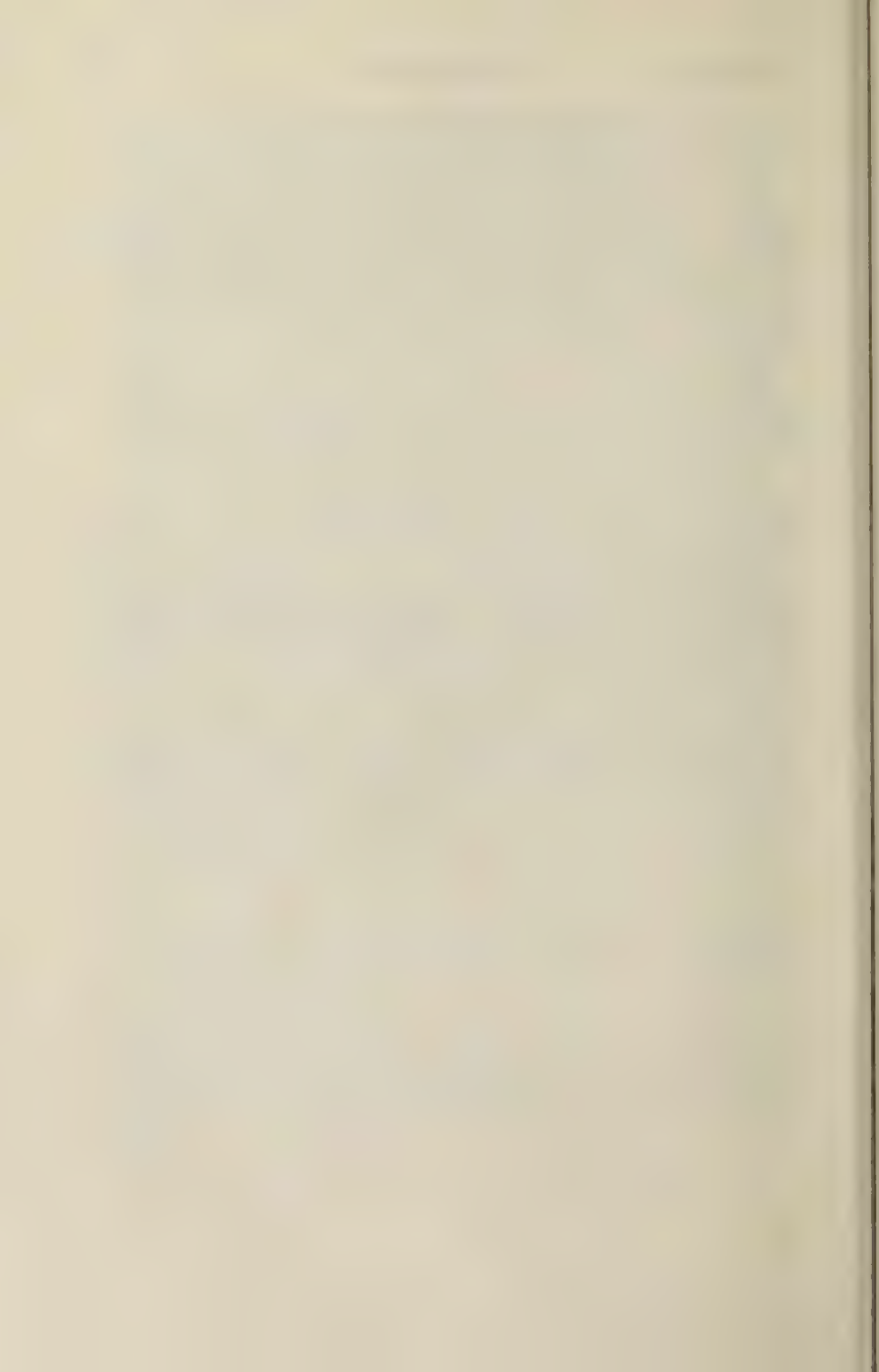
Senate Joint Resolution No. 8: By Senators Lagomarsino, Schrade, Weingand, Sturgeon, McCarthy, Murdy, Rees, and Burns (Coauthors: Assemblymen Holmes and Henson)—Relative to the economic development of California tide and submerged lands.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 11.48 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Thursday, February 7, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTIETH LEGISLATIVE DAY

TWENTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, February 7, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Nothing is hidden from Thy sight, O Lord that pierceth into the inmost heart of man, even to where the spirit cleaveth to the flesh. Our thoughts, our aspirations, our plans lie open unto Thee, O Lord. Humbly, therefore, we ask Thy approval on all that we are to undertake this day. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Rattigan, on motion of Senator Rodda, on legislative business.

Senator Short, on motion of Senator Petersen, on legislative business.

Senator Miller, on motion of Senator Teale, on legislative business.

Senator Cobey, on motion of Senator Teale, on legislative business.

Senator Gibson, on motion of Senator Teale, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senators Schrade and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Frank Davis of San Francisco.

On request of Senators Burns and Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Walter Uridge of Sanger.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Al Perrin of Riverside.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor Charley Gibbs of Placerville, and Mr. Larry Balenger, editor of the *Mountain Democrat* of Placerville.

On request of Senators Begovich and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Wendy Renwick of Sacramento and John Vaux of Seattle, Washington.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jane Lee of Bakersfield.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Florence Spaniel of Paradise.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor King Mederos of Willows.

On request of Senators Holmdahl and Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harris Schwartz of Fullerton, Mr. James La Barber of Santa Ana, and Mr. Joe La Barber of Las Vegas, Nevada.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Otis Chandler, publisher of the *Los Angeles Times*.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Fries, teacher; and the following students of Le Grand Union Elementary School of Le Grand: Flora Borjas, Sharon Brazil, Layne Fries, Louise Gore, Alex Hernandez, Cynthia Hernandez, Susan Lampley, Mary Parker, Christy Ritchey, Lupe Rojas, Sara Cirildo, Nancy Swiggart, Kristi Thoen, Juanita Williams, Carol Young, Roy Banuelos, Bob Baxter, Glen Bradford, Danny Fullerton, Charles Gass, Raul Hernandez, Robert Hernandez, Lupe Miranda, Russell Putman, Ralph Ramirez, John Redwine, Lazaro Rocha, Julian Rodriguez, Fred Souza, Fred Ramos, Ray Flores, and Albert Lovato.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Bond and Mr. Norman Silveira, and the following students of Alvarado Elementary School of Union City in Alameda County: Anita Avina, Joey Bueno, Loretta Carter, Victor Caspillo, John Castaneda, Richard Cicairos, Linda Collier, Raymond Diaz, Fred Downard, Emilda Garcia, Mike Garcia, Patricia Garrett, Fred Harvey, Tom Kitayama, Noel Le Fevre, Josie Limon, Kenneth Martin, Susie Martinez, Kathy Matsumoto, Eiichi Mikuni, Frank Moreno, Luz Preciado, Dolores Rodriguez, Priscilla Santos, Yolanda Sepulveda, Susie Silva, Irene Villarreal, and Agatha Zepeda.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

THE CALIFORNIA STATE COLLEGES
2930 W. IMPERIAL HIGHWAY
INGLEWOOD, CALIFORNIA, January 29, 1963

Hon. Glenn M. Anderson
President of the Senate and
Members of the Senate
Senate Chamber, Sacramento

Hon. Jesse M. Unruh
Speaker of the Assembly and
Members of the Assembly
Assembly Chamber, Sacramento

GENTLEMEN: During the 1962 Budget Session of the California State Legislature the Trustees of the California State Colleges were directed to study the library requirements of the state colleges and to report to the 1963 Regular Session of the Legislature.

In compliance with such request, I transmit herewith a copy of our report, entitled *Proposed Program for Library Development—California State Colleges*. This report was adopted by the Board of Trustees of the California State Colleges at its meeting in December, 1962. A copy of this resolution is attached to the report.

The report confirms my preliminary determination that the per capita book volume in the libraries of the State Colleges is below the median of comparable academic institutions. Accordingly, I am listing the primary features of the proposed plan which will form the basis for a long-range program of library development in the State Colleges:

1. Each new state college is to have a collection of 50,000 volumes by the time the college opens.
2. Each new state college is to be provided with a least 4,000 volumes annually until the enrollment reaches 1,000 FTE.
3. All colleges above 1,000 FTE are to be supported by a library book formula which will provide five volumes per graduate student, four volumes for each of the first 1,000 undergraduates, three volumes for each of the next 4,000 undergraduates, and two volumes for each undergraduate over 5,000, all on an annual basis.
4. Those state colleges which cannot reach 40 volumes per student by 1972-73 under the formulas are to be given a supplementary allowance to attain this level.

This desire for excellence and the growing size of the state colleges make it essential that a positive program of augmentation be undertaken. The library program, as approved by the trustees, represents an important step forward for the state colleges.

Sincerely,

GLENN S. DUMKE, Chancellor

Enc.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, AGRICULTURAL LABOR COMMISSION
800 CAPITOL AVENUE, SACRAMENTO, CALIFORNIA
January 31, 1963

Hon. Glenn M. Anderson
President of the Senate
State Capitol, Sacramento

DEAR PRESIDENT ANDERSON: In accordance with the provisions of Chapter 7 (Sections 8600-8605), Division 1 of Title 2 of the Government Code, attached is a copy of the report of the Agricultural Labor Commission concerning the problems of labor-management relations in California agriculture.

Printed copies of the report, which will include supplemental material and exhibits, will be forwarded to you for distribution to the members of the Senate as soon as they are received from the State Printer.

Respectfully submitted,

JULIAN A. MCPHEE, Chairman

The letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

THE STATE OF IDAHO
OFFICE OF THE SECRETARY OF STATE
BOISE, February 1, 1963

*President of the Senate
State Capitol Building
Sacramento, California*

DEAR SIR: I have the honor to transmit to you herewith a certified copy of House Joint Memorial No. 3, a Joint Memorial, passed by the 37th Session of the Idaho Legislature.

Respectfully submitted,

ARNOLD WILLIAMS, Secretary of State

Enc.

State of Idaho, Department of State
CERTIFICATE

I, ARNOLD WILLIAMS, Secretary of State of the State of Idaho, and legal custodian of the Great Seal of the State, and of legislative enactments, do hereby certify that the attached copy is a full, true and complete transcript of

House Joint Memorial No. 3

A Joint Memorial

enacted by the 37th Session of the Legislature of the State of Idaho, and received and filed in this office the 29th day of January, 1963.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed hereto the Seal of the State of Idaho. Done at Boise, Idaho, this 31st day of January, A.D., 1963.

(SEAL)

ARNOLD WILLIAMS, Secretary of State

LEGISLATURE OF THE STATE OF IDAHO—37TH SESSION
IN THE HOUSE OF REPRESENTATIVES

House Joint Memorial No. 3

A Joint Memorial

By Chatburn, Winkler, Ravenscroft, Allen, Brassey,
Klingler, Permann, Mills (Ada), and Benson

*To the Honorable Senate and House of Representatives of the
United States in Congress Assembled:*

We, your Memorialists, the Legislature of the State of Idaho, respectfully represent that:

WHEREAS, Approximately two-thirds of the land area of the State of Idaho is federally owned and contains approximately three and one-fourth million acres set aside for primitive and proposed wilderness areas; and

WHEREAS, The economy of the State of Idaho is based upon its agriculture, forest products, mining, sheep and cattle industries, and the use of its waters for irrigation and hydroelectric power; and

WHEREAS, Excessively large and unmanageable primitive and wilderness designations are very restrictive to full utilization and do not permit the federal government to develop wisely the natural resources of the State of Idaho for the continuation and expansion of its natural resource industries; and

WHEREAS, One of the great potential industries of the State of Idaho is its growing tourist trade and wild life attractions; and

WHEREAS, The denial of ready access to these areas to the tourist trade, to the citizens of Idaho and to industry is detrimental to the state's present and future growth and prosperity; and

WHEREAS, Water supply, game habitat, forest productivity and recreational opportunities for all are increased with good forest management in contrast to the very limited use of wilderness areas; and

WHEREAS, the State of Idaho needs the development of lands and its resources to create a broader base for its taxing units and to increase employment for its people;

Now, therefore, be it resolved by the House of Representatives, State of Idaho, the Senate concurring, That we are most respectfully opposed to the dedication of additional lands as primitive or wilderness type areas in the State of Idaho and respectfully request that all primitive and wilderness areas in the State of Idaho be reviewed and studied to determine and establish their greatest use potential; and

Be it further resolved, That we oppose federal enactment of legislation, and existing rule and regulation designating authority, embodying the principle of establishing excessive wilderness areas of limited use which would deny to the natural resources industries, including recreation, the right to develop wisely natural resources and would also be to the detriment of the people of the State of Idaho and the nation; and

Be it further resolved, That the present agencies administering all federal lands do so with the view of developing the full multiple use of the lands to further the general welfare and the economy of the State of Idaho and the nation; and

Be it further resolved, That the Secretary of State of the State of Idaho be authorized and he is hereby directed to immediately forward certified copies of this memorial to the Senate and House of Representatives of the United States of America, the Secretary of Interior, the Secretary of Agriculture, and to the Senators and Representatives in Congress from this state.

Be it further resolved, That the Secretary of State of the State of Idaho, be authorized and he is hereby directed to immediately forward certified copies of this memorial to the Speaker of the House and to the President of the Senate of the following states: Washington, Oregon, California, Montana, Utah, Wyoming, Colorado, Nevada, Arizona, New Mexico, North Dakota and South Dakota, and that these states are hereby urged to take similar action in their respective legislative bodies.

This House Joint Memorial passed the House on the 21st day of January, 1963.

s/ PETE T. CENARRUSA

Speaker of the House of Representatives

This House Joint Memorial passed the Senate on the 24th day of January, 1963.

s/ W. E. DREVLLOW

President of the Senate

I HEREBY CERTIFY that the within Joint Memorial No. 3 originated in the House of Representatives during the 37th Session of the Legislature of the State of Idaho.

s/ ROBERT H. REMAKLUS

Chief Clerk of the House of Representatives

STATE OF CALIFORNIA

GOVERNOR'S ADVISORY COMMISSION ON HOUSING PROBLEMS

STATE BUILDING, ROOM 1091, SAN FRANCISCO, January 25, 1963

Hon. Glenn M. Anderson

Lieutenant Governor

State of California

State Capital, Sacramento

DEAR LT. GOVERNOR ANDERSON: Enclosed you will find the Report on Housing in California prepared by this commission pursuant to Chapter 1242 of the Statutes of 1961.

Shortly you will receive a shorter illustrated summary of this report and also a large volume containing the background papers to this report.

If you desire more copies of this report or copies of the report summary for your constituents please let us know.

Very truly yours,

GERALD N. HILL, Executive Director

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

Senator McCarthy Presiding

At 11.16 a.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 6, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 10

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

By CHUCK WINNER, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Joint Resolution No. 10—Relative to use of refundable federal gasoline tax unclaimed by small boat owners.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 7, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 15

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Joint Resolution No. 15—Relative to memorializing Congress to enact legislation authorizing flood control appropriations to the Yuba County Water Agency.

Re-referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 7, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted as amended:

Senate Joint Resolution No. 1

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Request for Unanimous Consent

Senator Holmdahl asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 1, at this time, for consideration of Assembly amendments.

Consideration of Assembly Amendments

Senate Joint Resolution No. 1—Relative to the ratification of an amendment to the Constitution of the United States, proposed by the Congress of the United States, relating to the qualifications of electors.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Joint Resolution No. 1?

Amendment No. 1

In line 3 of the heading of the printed measure, after "Pittman," insert "(Co-authors: Assemblymen Rumford, Unruh, Bane, Dymally, Bagley, Beilenson, Britschgi, Burton, Casey, Cologne, Danielson, Dills, Elliott, Ferrell, Flournoy, Foran, Gaffney, Gonsalves, Greene, Henson, Holmes, Kennick, Knox, Lanterman, Marks, McMillan, Meyers, Mulford, Quimby, Song, Stanton, Stevens, Waldie, Warren, and Z'berg)".

The roll was called, and the Senate concurred in Assembly amendment to Senate Joint Resolution No. 1 by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Above resolution ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 6, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 104

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 7, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 96

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 7, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 7

And reports the same correctly engrossed.

BURNS, Chairman

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Way:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, SACRAMENTO, February 7, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 549—An act to add Section 23.1 to the Citrous Pest District Control Act (Chapter 89, Statutes of 1939), relating to citrous pest control districts, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR WAY

Recommendation of Committee on Rules

SENATE CHAMBER, February 7, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Way:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 549.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Quick, Rees, Regan, Rodda, Schrade, Stiern, Sturgeon, Symons, Teale, and Williams—30.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

LETTER OF TRANSMITTAL**SENATE FACT FINDING COMMITTEE ON NATURAL RESOURCES
CALIFORNIA LEGISLATURE**

*Hon. Glenn M. Anderson, President
and Members of the Senate*

GENTLEMEN: Your Senate Fact Finding Committee on Natural Resources, created by Senate Resolution 214 of the 1961 Regular Session, presents herewith its second progress report on subject matter assigned to it for study.

Respectfully submitted by,

VIRGIL O'SULLIVAN, Vice Chairman

STANLEY ARNOLD
JOHN C. BEGOVICH
RONALD G. CAMERON

FRED S. FARR
JOHN F. MCCARTHY
AARON W. QUICK

I am not sure about the portion affecting Big Game Management, otherwise I agree.

RANDOLPH COLLIER

Letter of transmittal ordered printed in the Journal, and report printed in Appendix to Journal.

Motion to Print Report

Senator O'Sullivan moved that 1,500 additional copies of the second progress report of the Senate Fact Finding Committee on Natural Resources be printed for distribution.

Motion carried.

LETTER OF TRANSMITTAL**SENATE FACT FINDING COMMITTEE ON AGRICULTURE
CALIFORNIA LEGISLATURE
February 7, 1963**

*Hon. Glenn M. Anderson, President
and Members of the Senate*

GENTLEMEN: Submitted herewith is the Second Progress Report of the Senate Fact Finding Committee on Agriculture, functioning pursuant to the provisions of Senate Resolution No. 214 of the 1961 Regular Session of the California Legislature.

This report is a resumé of the activities of the committee, its recommendations and conclusions relative to the various items considered by the committee during the 1961-63 interim period.

Respectfully submitted,

ROBERT J. LAGOMARSINO, Vice Chairman

JAMES A. COBEY
SAMUEL R. GEDDES
JOHN A. MURDY, JR.
AARON W. QUICK

JOSEPH A. RATTIGAN
WALTER W. STIERN
VERNON L. STURGEON
ROBERT D. WILLIAMS

Letter of transmittal ordered printed in the Journal, and report printed in Appendix to Journal.

Motion to Print Report

Senator Lagomarsino moved that 500 additional copies of the Second Progress Report of the Senate Fact Finding Committee on Agriculture be printed for distribution.

Motion carried.

**CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS**

Assembly Bill No. 469—An act to add Sections 1403.1, 1403.2, 1403.3 and 1403.4 to the Education Code, relating to junior college districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 104—An act to amend Section 35790 of the Vehicle Code, relating to permits to tow overwidth trailer coaches, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Stiern, Sturgeon, Weingand, and Williams—30.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Stiern, Sturgeon, Weingand, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 96: Collier and Miller (Coauthor: Assemblyman Gaffney)—An act to amend Section 26310 of the Vehicle Code, relating to compressed airbrake safety devices, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Collier, Dolwig, Donnelly, Geddes, Grunsky, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—31.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Collier, Dolwig, Donnelly, Geddes, Grunsky, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, February 7, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 549

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

O'SULLIVAN, Chairman

Request for Unanimous Consent

Senator Way asked for, and was granted, unanimous consent to take up Senate Bill No. 549, at this time, for consideration of committee amendments.

**CONSIDERATION OF SENATE BILL NO. 549
SECOND READING OF SENATE BILLS (OUT OF ORDER)**

Senate Bill No. 549—An act to add Section 23.1 to the Citrous Pest District Control Act (Chapter 89, Statutes of 1939), relating to citrous pest control districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "all", and insert "each and every".

Amendment No. 2

On page 1, line 7, strike out "pests", and insert "pest".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 619: By Senators Cobey and Rattigan—An act to add Sections 2556.3 and 3078 to the Business and Professions Code, relating to the location of offices of dispensing opticians and optometrists.

Referred to Committee on Business and Professions.

Senate Bill No. 620: By Senators Cobey, Miller, Burns, Arnold, Petersen, Weingand, Farr, O'Sullivan, McCarthy, Schrade, Lagomarsino, Sedgwick, Symons, Stiern, Rees, Gaddes, Christensen, Donnelly, Nisbet, Williams, Way, Dolwig, Gibson, Begovich, Quick, Pittman, Sturgeon, Short, Regan, Collier, Grunsky, and Holmdahl—An act to amend Sections 26, 2501, 8002, 8011, 8019, 8412, 10317 and 23300 of, and to repeal Section 8003 of, the Elections Code, relating to the direct primary election.

Referred to Committee on Elections.

Senate Bill No. 621: By Senators Begovich, Quick, Collier, Cobey, Dolwig, Sturgeon, Nisbet and Williams—An act to add Chapter 4 (commencing with Section 25500) to Division 13 of the Elections Code, relating to candidates for legislative offices.

Referred to Committee on Elections.

Senate Bill No. 622: By Senator Regan (At the request of the State Bar of California)—An act to amend Section 2030 of the Code of Civil Procedure, relating to discovery in civil cases.

Referred to Committee on Judiciary.

Senate Bill No. 623: By Senator Regan (At the request of the State Bar of California)—An act to add Section 285.1 to the Code of Civil Procedure, relating to withdrawals of attorneys of record in domestic relations proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 624: By Senator Regan (At the request of the State Bar of California)—An act to amend Sections 932, 1555 and 1907 of the Probate Code, relating to the rendering of accounts.

Referred to Committee on Judiciary.

Senate Bill No. 625: By Senator Regan—An act to amend Sections 6450 and 6451 of the Penal Code, relating to narcotic addicts.

Referred to Committee on Judiciary.

Senate Bill No. 626: By Senator Nisbet—An act to amend Section 28107 of the Government Code, relating to compensation of local officers.

Referred to Committee on Local Government.

Senate Bill No. 627: By Senator Nisbet—An act to amend Section 69594 of the Government Code, relating to judges of the Superior Court of San Bernardino County.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 628: By Senator Nisbet—An act to amend Sections 74263 and 74264 of the Government Code, relating to salaries of municipal court attachés.

Referred to Committee on Local Government.

Senate Bill No. 629: By Senator Nisbet—An act to amend Section 73974 of the Government Code, relating to the Ontario municipal court.

Referred to Committee on Local Government.

Senate Bill No. 630: By Senator Dolwig—An act to amend Section 16601 of the Business and Professions Code, relating to contracts in restraint of trade.

Referred to Committee on Business and Professions.

Senate Bill No. 631: By Senators Dolwig and Rees—An act to amend the title of Chapter 19 (commencing with Section 3500) of Division 1 of, and Sections 3500, 3501, 3504, 3506, 3507, 3508, 3509, 3513, 3515, 3522, 3524, 3525, 3526, 3531, 3533, 3536, 3537, 3538, and 3540 of, and to repeal Section 3503 of, and to add Sections 3503, 3542, 3543, 3544, 3545, 3546, 3547, 3548 and an article heading and Article 2 (commencing with Section 3560) to Chapter 19 of Division 1 of, the Financial Code, relating to international and foreign banking and financing.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 632: By Senator Weingand—An act to amend Sections 22402, 22404, 22405, 22407, 22441 and 22554 of, and to add Sections 22406.5, 22444, 22445, 22446, 22553.5, 22553.6 and 22557 to, and to add Article 5 (commencing with Section 22850) to Chapter 5 of Part 2 of Division 9 of, the Public Utilities Code, relating to airport districts.

Referred to Committee on Local Government.

Senate Bill No. 633: By Senators Arnold, O'Sullivan, Quick, Begovich, Cameron, Farr, and Collier—An act to amend Sections 5900, 5980, 5981, 5988, 5989, 5991, 5992, 5993, and 6020 of, to amend the

heading of Article 3 (preceding Section 5980) and Article 4 (preceding Section 6020) of Chapter 3, Part 1, Division 6 of, to repeal Sections 5983, 5984, 5985, 5986, and 5987 of, the Fish and Game Code, relating to fish screens.

Referred to Committee on Fish and Game.

Senate Bill No. 634: By Senators Sturgeon and Farr—An act authorizing a grant to the San Luis Obispo County Flood Control and Water Conservation District for recreation in connection with the Lopez Dam and Reservoir.

Referred to Committee on Water Resources.

Senate Bill No. 635: By Senator Rodda—An act to amend Section 2106 of the Health and Safety Code, relating to pet birds.

Referred to Committee on Public Health and Safety.

Senate Bill No. 636: By Senators Short, Grunsky, Sturgeon, Rodda, Williams, Farr, Arnold, Christensen, Teale, Nisbet, Weingand, Holmdahl, Petersen, Dolwig, Symons, Way, McAteer, Collier (Coauthor: Assemblyman Waldie) (At request of the Governor)—An act to amend Sections 9000, 9034, 9036, and 9037 of, and to repeal Section 9038 of, the Welfare and Institutions Code, relating to community mental health services.

Referred to Committee on Institutions.

Senate Bill No. 637: By Senator Rodda—An act to add Section 19590.1 to the Education Code, relating to school district public works.

Referred to Committee on Local Government.

Senate Bill No. 638: By Senator Rodda—An act to amend Section 12823 of the Education Code, relating to testing programs in public schools, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 639: By Senator Teale—An act to add Section 846 to the Civil Code, relating to obligations of an owner of an estate in real property.

Referred to Committee on Judiciary.

ADJOURNMENT

At 11:41 a.m., on motion of Senator Collier, the President declared the Senate adjourned until 3 p.m., Monday, February 11, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-FIRST LEGISLATIVE DAY

TWENTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, February 11, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

May the light of Thy wisdom, O Lord, illumine our minds, and may the flame of Thy love enkindle our hearts this day, so that we may come to know and to love the truth; to live it in our lives—the truth that shall make us free. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Burns led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator O'Sullivan, on motion of Senator McCarthy, on legislative business.

Senator McAteer, on motion of Senator Sedgwick, on legislative business.

Senator Teale, on motion of Senator McCarthy, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bob Goddard of Oakland and Mr. Mike Daniels of North Highlands.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Thomas J. Mccum, Classification Counselor of Preston School of Industry, Ione, and Mr. William J. Strosnider and Mr. Garrett Roger Henderson, both of the Preston School of Industry, Ione.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Conlin of Nice, California.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Claro Candelario of Stockton; Emilia Rodriquez of Stockton; and Dr. Ernst Posner of Washington, D.C.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Charlie T. Harris, Linda and Karen Harris, and Shirley Hill, all of Olivehurst.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Day Campbell, Betsy Lui and Wendy Renwick, all of Sacramento; and Lee Falk of Truro, Massachusetts.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Huilet Smith of Cypress Point, Monterey County; and Mrs. Kent Redwine of Laguna Beach.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Raymond Rodriguez of Blythe, California.

On request of Mr. Alan Cranston, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Falk, creator of the comic strips: Mandrake, The Magician, and The Phantom.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Travis School of Travis Air Force Base: James Harvey and Mrs. Luton, adults, and Linda Marshall, Debbie Hawkins, Dorothy Bernardi, Christine Brecht, Alinda Caldwell, Sylvia Carrington, Judy Chandler, Shelley Davis, Tanni Dixon, Linda Johnson, Sheryl Levisohn, Audrey Luton, Linda Martin, Linda Montgomery, Patsy Lampkin, Marianne Rice, Janet Tate, Evi Taylor, Sharon Tucker, Janice Mathis, Paula Whalley, Mike Petty, John Reardon, Brian Dimeo, Joel Eddy, Wynn Gordy, Dennis Johnson, Roger Mahoney, Thomas Tucker, Andy Viter, Jerry Ellsworth, and John Kravchonok.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of the Center School of Travis Air Force Base: Don De Martini, Roger Berg, Mrs. Sherrell, and Mrs. Hayes, adults; and Martha Alfred, Linda Axline, Elizabeth Berkshire, Patricia Bynum, Robbieburr Courtney, Marion Danner, Robert Duerr, Anna Farmer, Nancy Fleming, Judy Fochs, Mary Framsted, Linda Francis, Sandra Griffin, Pamela Heino, Christopher Hill, Raymond Lewis, Joan Munzel, Gerry Olson, Sandy Park, Patricia Phillips, Donald Ross, Byron Scheider,

Linda Toy, Sonia Wheelock, Jeanette Wiser, Michael Woiciki, Theodore Wright, Gena Moss, Don Hayes, Joanne Cheechov, and Buck Kelsey.

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the Capitola School: Dolly Agbalay, Jim Bowman, David Elliston, Chris Gillis, Burt Hance, Rick Karleen, Mike Locatelli, Cindy Peck, Joanna Barbee, Marie Spencer, Jim Pini, Robert Chaplin, David Dixon, Mike Gordon, Rick Jones, Wesley Leeper, David Sawi, Ronald Soren, Dick Tassano, Carol Anderson, Meredith Fife, Jennifer Nelson, Nancy Phillips, Gloria Arispe, Sarah Ellis, Donnie Jarret, Shannon Smith, Denise Bartlett, Leah Strothers, Alan Castro, Ted Hill, John Stow, Guy Anderson, Lance Bullock, Jerry Finchum, Marcia Gregg, Judi Hussman, Janice Kilburger, Duke McCullan, Bill Perry, Dennis Smith, Shiela Undeen, Mickie Moran, Russ Coldwell, Jim Fairband, Bob Molter, Dick Knight, Stan Meidinger, Mary Tiffin, Richard Sauve, Chuck Weaver, Rita Cotta, Pamela Ide, Karen Ottowa, Roberta Welker, Bonnie Bewley, Cathy Enos, Gayle Rogers, Sharron Smith, Debbie Wehman, David Cardoza, Dennis King, Mark Wilson, Pete Blood, Vicki Ducote, Rick French, Morris Hagbloom, Marna Jones, Nancy Lent, Jean Neve, Zinda Rano, Bill Speakman, Toni Ward, Ben Hudson, Charles Alexander, Jim Finta, Brent Jacobs, Pat Le Cuyer, Wayne Morgan, John Seliskar, John Strimatis, Ken Yokota, Cheryl Dober, Kathy Keene, Wanda Parker, Holly Heron, Renee Cox, Audrey Keene, Christie Schultz, Robin Waldron, Tom Anderson, Bill Duffy, James Moore, and Tom Wilson.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

CALIFORNIA RECIPROCITY COMMISSION
2570 24TH STREET, SACRAMENTO 18
February 1, 1963

Hon. Glenn M. Anderson
President of the Senate
Senate Chamber, State Capitol
Sacramento, California

HONORABLE SIR: As required by Chapter 1002, Statutes of 1955, Section 8007 California Vehicle Code, I am transmitting to the Senate herewith the Eighth Annual Report of the California Reciprocity Commission.

Respectfully,

TOM BRIGHT, Chairman
California Reciprocity Commission

Attach.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL
LIBRARY AND COURTS BUILDING
SACRAMENTO, February 4, 1963

The Honorable Glenn M. Anderson
President of the Senate
California State Legislature
State Capitol, Sacramento

DEAR SIR: During the 1961 Legislative Session, Assembly Concurrent Resolution No. 97 was enacted. This resolution concerned the Walker River which, as you know, is an interstate stream. The head waters of this river are in California and it flows into Nevada.

The above-referred to concurrent resolution directed me to commence an action against the State of Nevada in the United States Supreme Court for an equitable apportionment of the waters of the Walker River when, in my judgment such an action is necessary in order to preserve the rights of the State of California. As you know, the California-Nevada Interstate Compact Commission is presently attempting to negotiate a water allocation between the states of California and Nevada of the waters of the Walker River. While these negotiations have not reached an agreement stage, I have been advised that they are progressing. At this time, it does not appear necessary to commence such a legal action, for it is possible, and I am hopeful, that the matter can be resolved by the negotiations which are in progress through California-Nevada Compact Commission.

I am personally keeping a close check on this matter and particularly on the negotiation progress and the possibility of any Nevada attempt to proceed with the contemplated Hoyo Canyon Dam. Should the occasion arise where it will be necessary to file such an action in the United States Supreme Court to protect those users of the waters of the Walker River in California, I will of course do so and advise you accordingly.

Very truly yours,

STANLEY MOSK, Attorney General

TORRANCE CHAMBER OF COMMERCE
2204 TORRANCE BOULEVARD, TORRANCE, CALIFORNIA
February 4, 1963

The Honorable Glenn M. Anderson
President of Senate
State Capitol Building
Sacramento, California

SIR: You will find enclosed a resolution of the Torrance Chamber of Commerce which expresses the feelings of our membership with regard to the recent proposition of the Los Angeles Metropolitan Transit Authority that a tax levy be imposed on residents of Los Angeles County for the purpose of constructing a rapid transit system within the county.

Our membership is unalterably opposed to the authority's plans as now proposed. In addition to our concern that a dangerous precedent may be established, we also find the routing of the proposed transit lines to be without benefit to the population massed in the west and southwest portion of this county.

We trust that you, too, will decline to take any favorable action on the authority's proposition as now composed.

Very truly yours,

MARTIN M. DENN, President

Enc.

TORRANCE CHAMBER OF COMMERCE
2204 TORRANCE BOULEVARD
TORRANCE, CALIFORNIA

A resolution of the Torrance Chamber of Commerce requesting the Legislature of the State of California to oppose any change in Los Angeles Metropolitan Transit Authority legislation which would permit the Metropolitan Transit Authority to levy a tax on Los Angeles County property

WHEREAS, The Metropolitan Transit Authority proposes to request the State Legislature to change the law to permit the Metropolitan Transit Authority to levy a tax on Los Angeles County property; and

WHEREAS, The Metropolitan Transit Authority proposed plan would authorize the Metropolitan Transit Authority to levy a tax on Los Angeles County property at a rate not to exceed fifteen cents per one hundred dollars assessed valuation; and

WHEREAS, If said proposed legislation were enacted it would cost the taxpayers of the City of Torrance an estimated three hundred seventy-five thousand dollars annually without commensurate or any benefit, and at the same time set a dangerous precedent;

Now, therefore, the Torrance Chamber of Commerce does resolve as follows:

That the Legislature of the State of California is hereby requested to oppose any change in legislation that would permit the Los Angeles Metropolitan Transit Authority to levy a tax on Los Angeles County property.

ADOPTED AND APPROVED this 15th day of January, 1963.

MARTIN M. DENN, President

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 11, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 324

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By BILL GREENE, Assistant Clerk

Above bill ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 8, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 549

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, February 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 64

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 64

Senator Collier moved that Senate Bill No. 64 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 64—An act to add Section 253 and Article 3 (commencing with Section 300) to Chapter 2 of Division 1 of, and to repeal Section 253 and Article 3 (commencing with Section 300) of Chapter 2 of Division 1 of, the Streets and Highways Code, relating to routes on the state highway system.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 25, of the printed bill, strike out "State", and insert "state".

Amendment No. 2

On page 2, line 28, strike out "pasing", and insert "passing".

Amendment No. 3

On page 2, strike out lines 33, 34, 35, and 36.

Amendment No. 4

On page 3, line 28, strike out "State", and insert "state".

Amendment No. 5

On page 3, line 32, strike out "Route 160 in".

Amendment No. 6

On page 3, line 38, strike out "5W", and insert "580".

Amendment No. 7

On page 4, line 14, strike out "5W", and insert "580".

Amendment No. 8

On page 4, line 15, strike out "5W", and insert "580".

Amendment No. 9

On page 4, line 30, strike out "in Vallejo", and insert "near the Carquinez Bridge".

Amendment No. 10

On page 4, line 45, insert a comma after "Maricopa".

Amendment No. 11

On page 8, line 2, strike out "42d" and insert "42nd".

Amendment No. 12

On page 8, line 3, strike out "5W", and insert "580".

Amendment No. 13

On page 8, line 4, strike out "5W", and insert "580".

Amendment No. 14

On page 9, line 10, strike out "5W", and insert "580".

Amendment No. 15

On page 9, line 11, strike out "5W", and insert "580".

Amendment No. 16

On page 10, line 12, strike out "5W", and insert "580".

Amendment No. 17

On page 11, line 36, strike out "Shellville", and insert "Schellville".

Amendment No. 18

On page 12, line 38, strike out "5W", and insert "580".

Amendment No. 19

On page 13, line 11, strike out "near the Carquinez Bridge".

Amendment No. 20

On page 15, line 49, strike out comma after "Junction".

Amendment No. 21

On page 16, line 35, strike out "5W", and insert "580".

Amendment No. 22

On page 18, line 21, strike out "5W", and insert "580".

Amendment No. 23

On page 19, after line 24, insert
"617. Route 505 is from Route 80 near Vacaville to Route 5 near Dunnigan.

618. Route 580 is from Route 5 southwest of Vernalis to Route 80 near Oakland via the vicinity of Dublin and Hayward."

Amendment No. 24

On page 19, line 25, strike out "617", and insert "619".

Amendment No. 25

On page 19, line 27, strike out "618", and insert "620".

Amendment No. 26

On page 19, line 30, strike out "619", and insert "621".

Amendment No. 27

On page 19, line 32, strike out "620", and insert "622".

Amendment No. 28

On page 19, line 33, after "Sacramento" insert "to".

Amendment No. 29

On page 19, line 35, strike out "630", and insert "635".

Amendment No. 30

On page 24, line 14, strike out "5W".

Amendment No. 31

On page 24, line 21, after "405", insert "505, 580".

Amendment No. 32

On page 24, line 44, strike out "5W", and insert "505".

Amendment No. 33

On page 25, line 38, strike out "from", and insert "near".

Amendment No. 34

On page 25, line 41, strike out "del", and insert "Del".

Amendment No. 35

On page 25, line 46, strike out "5W", and insert "580".

Amendment No. 36

On page 26, line 10, strike out "283", and insert "238".

Amendment No. 37

On page 26, line 11, strike out "5W", and insert "580".

Amendment No. 38

On page 26, line 12, strike out "5W", and insert "580".

Amendment No. 39

On page 27, line 2, strike out "5W", and insert "580".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO PRINT WITH RUSH ORDER

Senator Collier moved that Senate Bill No. 64 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, February 11, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 45

Has had the same with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

Above reported bill ordered to second reading.

MOTION TO AMEND SENATE BILL NO. 45

Senator Cobey moved that Senate Bill No. 45 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 45—An act to add Chapter 6 (commencing with Section 992.1) to Division 3.5 of Title 1 of the Government Code, and to add Part 7 (commencing with Section 995) to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session, and to repeal Sections 2000 and 2001 of, and to amend Sections 2002.5, 26529 and 61632 of, the Government Code, and to repeal Sections 1043 and 13007.1 of the Education Code, and to repeal Section 60201 of, and to amend Section 31088 of, the Water Code, and to amend Section 15 of the Kings River Conservation District Act

(Chapter 931, Statutes of 1951), Section 21 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), Section 76 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146, Statutes of 1959), Section 24 of the Desert Water Agency Law (Chapter 1069, Statutes of 1961) and Section 24 of the San Geronio Pass Water Agency Law (Chapter 1435, Statutes of 1961), relating to defense of actions and proceedings brought against public officers, agents and employees.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 11, line 44, of the printed bill, after "commencing", insert "with".

Amendment No. 2

On page 11, line 45, after "Code", insert "any".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, February 11, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 44

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 11, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 46

Has had the same under consideration, and reports the same back with the recommendation: do pass.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, February 11, 1963

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 49

Assembly Concurrent Resolution No. 21

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, February 11, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Joint Resolution No. 2

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

STATE CAPITOL, SACRAMENTO, February 11, 1963

MR. PRESIDENT: The Committee on Rules has approved the following press representative for credentials during the 1963 General Session as submitted by Earl C. Behrens, President of the Capitol Correspondents Association.

United Press International: Arthur J. McGinn

BURNS, Chairman

CAPITOL CORRESPONDENTS ASSOCIATION

STATE CAPITOL, SACRAMENTO

February 7, 1963

*Chairman, Senate Committee on Rules
Senate Chamber, State Capitol
Sacramento, California*

DEAR MR. CHAIRMAN: The following named person is eligible for accreditation as a representative of the Press at the General Session of the Legislature of 1963:

United Press International: Arthur J. McGinn

SQUIRE BEHRENS, President

Standing Committee:

Morrie Landsberg, *Chairman*

De Van L. Shumway

Richard Rodda

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, February 4th, Tuesday, February 5th, Wednesday, February 6th, and Thursday, February 7th, be approved as corrected by the Minute Clerk and the Assistant Journal Clerk.

Motion carried.

President pro Tempore of the Senate Presiding

At 3.18 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

RESOLUTIONS

The following resolutions were offered:

By Senator Farr:

Senate Resolution No. 50

Relating to the fire laws of the State

Resolved by the Senate of the State of California, That the Legislative Counsel is directed to prepare the draft of nonsubstantive recodification of the fire laws of this State, in co-operation with the State Forester, the State Fire Marshal, and the Senate Fact Finding Committee on Natural Resources, and to submit the proposed draft to the Senate of the State of California not later than the fifth legislative day of the 1965 Regular Session of the Legislature; and be it further

Resolved, That the Secretary of the Senate is directed to send copies of this resolution to the Legislative Counsel, the State Forester, the State Fire Marshal, and the Chairman of the Senate Fact Finding Committee on Natural Resources.

Resolution read, and referred to Committee on Rules.

By Senator Backstrand:

Senate Resolution No. 51

Relative to memorializing John Raymond Gabbert

WHEREAS, John Raymond Gabbert, as publisher of the *Riverside Enterprise* during the years 1912 to 1929, earned a reputation for honesty, devotion to principle, and personal humility while reporting facts with complete objectivity; and

WHEREAS, All California has benefited from his long public service as a member of both the California Real Estate Commission and the State Board of Education, as well as his two terms as president of the California Newspaper Publishers Association; and

WHEREAS, John Raymond Gabbert was an inspiring leader in his community by working to establish the University of California Citrus Experiment Station in Riverside, the establishment in 1917 of March Air Force Base, and as President of the Chamber of Commerce, as a member of the Rotary Club, as a charter member of the Present Day Club, and as an active participant in many other civic and

service groups and has captured the historical color of Riverside in his work, *History of Riverside, City and County*, published in 1935; and

WHEREAS, The Members of the Senate are greatly saddened by the passing on January 28, 1963, of John Raymond Gabbert, a nationally known newspaper publisher and broker, leaving us saddened by his loss yet grateful for his lifelong service and inspiration; now, therefore, be it

Resolved by the Senate of the State of California, That its Members extend their deepest sympathy to his widow, Mrs. Elizabeth Gabbert; his son, Judge John G. Gabbert; and his daughter, Mrs. J. Edward Sanders; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Mrs. Elizabeth Gabbert, Judge John G. Gabbert, and Mrs. J. Edward Sanders.

Resolution read, and unanimously adopted on motion of Senator Backstrand.

By Senator Christensen:

Senate Resolution No. 52

Relating to the death of Blaine McGowan

WHEREAS, It has come to the attention of the Senate that Blaine McGowan of Eureka died on February 7th of this year; and

WHEREAS, Mr. McGowan was born in Eureka on June 2, 1891; and

WHEREAS, Mr. McGowan attended Hastings College of Law in San Francisco, distinguishing himself by taking the bar examination far in advance of his fellow students and the time for graduation; and

WHEREAS, Mr. McGowan returned to Eureka to engage in the practice of law; and

WHEREAS, Mr. McGowan's brilliant and often spectacular courtroom defenses of accused persons included most of the prominent cases in Humboldt County for nearly forty years and won him acclaim from members of his profession; and

WHEREAS, Mr. McGowan's stature in his field of law was such that no one person appears as his peer in courtroom technology or knowledge of general or criminal law; and

WHEREAS, Mr. McGowan's wisdom and counsel were sought by many persons of social and political prominence, including at least three Governors of this State; and

WHEREAS, Mr. McGowan was known for his sympathy for indigent persons; and WHEREAS, Mr. McGowan gained prominence as the breeder of spirited Arabian horses and was known as a fine horseman; and

WHEREAS, The passing of Mr. McGowan will be sorely felt by the members of his community, the members of his profession, and by all those who knew him and gained inspiration from his presence; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate deplore the passing of Blaine McGowan who has contributed so much of himself to the honor of his profession and to the welfare of the people of this State, and desire by this resolution to convey this appreciation of his exemplary life and their sympathy to the bereaved members of his family; and be it further

Resolved, That the Secretary of the Senate be directed to transmit suitably prepared copies of this resolution to his daughters, Mrs. Patricia Britton and Mrs. Leslie Westfall, his son, Dr. Blaine McGowan, and his sister, Mrs. Gertrude Clausen.

Resolution read, and unanimously adopted on motion of Senator Christensen.

By Senators Cobey, Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams:

Senate Resolution No. 53

Relating to the death of Albert Marshall Branum

WHEREAS, The recent untimely death of Albert M. Branum, at the age of 67, has come to the attention of the Senate; and

WHEREAS, Albert M. Branum was born December 21, 1895, the son of Powell D. Branum and Molly Rice Branum, and with his sister, Virginia L. Branum who died in France in 1918 while traveling with a YWCA corps entertaining American

troops, was raised in the suburbs of Pittsburgh, Pennsylvania, where his father operated a wholesale grocery business; and

WHEREAS, Albert M. Branum, upon completing public school in Sewickley, Pennsylvania, attended historic Phillips Academy, located in Andover, Massachusetts, and upon graduation attended Princeton University; and

WHEREAS, During his career after attendance at Princeton, Albert M. Branum was employed in Chicago by Bethlehem Steel, where he distinguished himself, rising to the position of sales executive and upon retirement in 1954 he journeyed to California where he became associated with KSCO in Santa Cruz in the advertising department and then, following his moving to Santa Barbara in January 1957, he became the Journal Clerk of the Senate of the State of California where he served most conscientiously, competently and with complete dedication until the moment of his untimely death; and

WHEREAS, Albert M. Branum was married to Hope Engelhard, with whom he shared many years of happiness and reared two daughters, Virginia and Hope; now, therefore, be it

Resolved by the Senate of the State of California, That the Members, by this resolution, pay homage to the memory of Albert Marshall Branum, and express their heartfelt sympathy to the bereaved members of his family; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Albert Marshall Branum's widow, Hope Engelhard Branum and to his two daughters, Virginia and Hope. And five grandchildren, Hope, Chris, Lisa, Trey and Marcie.

Resolution read, and unanimously adopted on motion of Senator Cobey.

CONSIDERATION OF DAILY FILE THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 7—Realtive to local airline service to cities in California.

Resolution read.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendment.

Amendment No. 1

On page 2, between lines 6 and 7 of the printed measure, insert

"Resolved, That the public convenience and necessity will be best served by restoration of local airline service to the City of Ukiah, State of California, as such service was scheduled during the year 1961; and be it further".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 549—An act to add Section 23.1 to the Citrous Pest District Control Act (Chapter 89, Statutes of 1939), relating to citrous pest control districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan,

Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator McCarthy Presiding

At 3.27 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 640: By Senator Murdy—An act to add Sections 1610.5 and 1624 to the Education Code, relating to school district organization.

Referred to Committee on Local Government.

Senate Bill No. 641: By Senator O'Sullivan—An act to add Section 9 to Chapter 129 of the Statutes of 1867-1868, relating to the conveyance of certain streets, alleys, and other real property to the City of Red Bluff.

Referred to Committee on Judiciary.

Senate Bill No. 642: By Senator O'Sullivan—An act to amend Section 23432 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 643: By Senators O'Sullivan, Arnold, Cameron, Begovich, Quick, Farr, and Collier—An act to add Sections 4016, 4100, 4105, 4106, 4107, 4108, 4109, 4110, 4111, 4150, 4150.5, 4151.5, 4153.5, 4153.7, 4159.5, 4161.5, 4169, 4170, and 4171 to, to add Article 2 (commencing with Section 4051) to Chapter 1 of, and to add Chapter 7 (commencing with Section 4850) and Chapter 10 (commencing with Section 4890) to, Division 4 of, to amend and renumber Section 4105 of, and to amend Sections 4101, 4151, and 4153 of, the Public Resources Code, to add Chapter 4 (commencing with Section 14500) Part 5, Division 3, Title 2 of the Government Code, to amend Section 13002 of the Health and Safety Code, to add Section 101.6 to the Streets and Highways Code, and to add Section 1817 to, and amend Sections 23111 and 27152 of the Vehicle Code, relating to fire prevention and control.

Referred to Committee on Natural Resources.

Senate Bill No. 644: By Senators O'Sullivan, Arnold, Quick, Begovich, Cameron, Farr, and Collier—An act to abolish the School Land Fund and provide for the disposition of its unencumbered balance.

Referred to Committee on Judiciary.

Senate Bill No. 645: By Senators Williams, Pittman, Bradley, Rattigan, Miller, Symons, O'Sullivan, Begovich, Nisbet, Quick, Way, Sturgeon, Rodda, Arnold, McCarthy, Backstrand, Cobey, Petersen, Holmdahl, Teale, and Farr—An act to repeal Chapter 1 (commencing

with Section 29000) of, and to add Chapter 1 (commencing with Section 29000) to, Division 3 of Title 3 of the Government Code, relating to county budgets and tax levies.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 646: By Senator Stiern—An act to amend Section 2811 of the Business and Professions Code, relating to nurses.

Referred to Committee on Business and Professions.

Senate Bill No. 647: By Senators Stiern, Donnelly, Grunsky, Rodda, Farr, Murdy, Symons, O'Sullivan, Arnold, and Rattigan—An act to amend Sections 5721 and 5722 of the Education Code, relating to non-resident fees of junior colleges.

Referred to Committee on Education.

Senate Bill No. 648: By Senator Begovich—An act to amend Section 28139 of the Government Code, relating to compensation for public services in counties.

Referred to Committee on Local Government.

Senate Bill No. 649: By Senator Bradley—An act to amend Section 70 of the Civil Code, to add Sections 70.5 and 70.6 to the Civil Code, to add Sections 27220 and 27377 to the Government Code, to repeal Section 94.5 of the Penal Code and Sections 69507 and 72006 of the Government Code, relating to marriages.

Referred to Committee on Judiciary.

Senate Bill No. 650: By Senator Grunsky—An act to amend Section 28144 of the Government Code, relating to compensation for public service in counties.

Referred to Committee on Local Government.

Senate Bill No. 651: By Senator Nisbet—An act to amend Section 213 of the Labor Code, relating to payment of wages.

Referred to Committee on Labor.

Senate Bill No. 652: By Senators Cameron, Arnold, Farr, Weingand, Cobey, Quick, Williams, Christensen, Lagomarsino, Stiern, Rees, Rodda, Rattigan, Symons, Geddes, Murdy, Way, Nisbet, Sedgwick, and Short—An act to amend Section 221 of the Fish and Game Code, relating to the Fish and Game Commission.

Referred to Committee on Fish and Game.

Senate Bill No. 653: By Senator Cameron (Coauthor: Assemblyman Lunardi)—An act to amend Section 10825 of the Fish and Game Code, relating to game refuges.

Referred to Committee on Fish and Game.

Senate Bill No. 654: By Senator Lagomarsino—An act to add Section 858.5 to the Penal Code, relating to plea and sentencing in criminal cases.

Referred to Committee on Judiciary.

Senate Bill No. 655: By Senator Lagomarsino—An act to amend Section 840 of the Penal Code, relating to arrests.

Referred to Committee on Judiciary.

Senate Bill No. 656: By Senator Sturgeon—An act to amend Section 5823.5 of the Public Resources Code, relating to small craft harbors.

Referred to Committee on Natural Resources.

Senate Bill No. 657: By Senators Dolwig, Grunsky, Christensen, McAteer, Lagomarsino, and Bradley—An act to add Section 11690 to the Health and Safety Code, relating to evidence in narcotics cases.

Referred to Committee on Judiciary.

Senate Bill No. 658: By Senator Burns (Coauthor: Assemblyman Kennick)—An act to amend Section 25630 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 659: By Senator Stiern—An act to amend Section 17318 of the Public Utilities Code, relating to public utility districts.

Referred to Committee on Local Government.

Senate Bill No. 660: By Senator Geddes—An act to amend Section 399 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 661: By Senators Christensen and Lagomarsino—An act to amend Sections 700 and 701 of the Welfare and Institutions Code, relating to participation of district attorneys in juvenile court proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 662: By Senator Regan—An act to add Section 25100.5 to the Corporations Code, relating to corporate securities.

Referred to Committee on Governmental Efficiency.

Senate Constitutional Amendment No. 9: By Senators O'Sullivan, Arnold, Quick, Begovich, Cameron, Farr, and Collier—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing Section 4 of Article IX thereof, relating to funds for the support of the public schools.

Referred to Committee on Judiciary.

ADJOURNMENT

At 3.37 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Tuesday, February 12, 1963, out of respect to the memory of the late Albert M. Branum.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-SECOND LEGISLATIVE DAY

TWENTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, February 12, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord God, Thou hast created all men equal in Thy sight. As we recall this day the memory of the Great Emancipator, we ask that the flame of Thy love burn from our hearts every trace of malevolence and prejudice; so that, with malice toward none, we may go forward and work for the freedom and emancipation of all men, equal before Thee, equal before the law, equal in freedom, and justice, and joy, and peace—in our State and in our country. Purge from our midst, O Lord, the scandal of a house divided; that all may truly be one in Thee. And grant that this government of the people, for the people, and by the people shall not, indeed, perish from the earth. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator O'Sullivan, on motion of Senator McCarthy on legislative business.

Senator McAteer, on motion of Senator McCarthy on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Richard Clarke and sons, Bruce and Duncan, of San Carlos.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Don Magnifico of San Leandro.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Pamela Plumlee, Carolyn Hankin, and Patsy Hankin of Sacramento.

On request of Senators Stiern and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ray Vercammen of Bakersfield, Mr. Ray Scott of Sacramento, and Mr. George Barton of Bakersfield.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James W. Sweeney, Recorder of El Dorado County, from Placerville; Mrs. Louise Romero of Placerville; and Rev. Everett F. Hezmall of Placerville.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Stewart S. Nulton of Ojai.

On request of Senators Cameron and O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Floyd Hicks, Barbara Hicks, Connie Hicks, Mary Allen, Janet Hobbs, and Stacy Shriver, all of Red Bluff.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Genetha Day of San Rafael.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Barker and Diane Barker, and the following Eagle Scouts of El Camino and Arden Schools: Robert Barker, William Clemmenson, William Pierson, Thomas McCrostie, and Robert Thompson.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, February 7, 1963

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol

DEAR MR. BEEK: In accordance with Section 143.2 of the Streets and Highways Code, there are transmitted herewith for the use of the Members of the Senate, 200 copies of the budget report of the Division of Highways as included in the Governor's Budget submitted to the 1963 Session of the Legislature. A limited number of additional copies are available if needed.

Respectfully,

ROBERT B. BRADFORD, Director of Public Works
By RUSSELL J. COONEY, Deputy Director (Management)

Encl.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 11, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 26.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By CHARLES WINNER, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 26—Relative to the death of poet Robert Frost.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 26, at this time, for consideration.

**CONSIDERATION OF ASSEMBLY CONCURRENT
RESOLUTION NO. 26**

Assembly Concurrent Resolution No. 26—Relative to the death of poet Robert Frost.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 11, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 1—Relative to the ratification of an amendment to the Constitution of the United States, proposed by the Congress of the United States, relating to the qualifications of electors;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 11th day of February, 1963, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, February 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 7

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Natural Resources

SENATE CHAMBER, February 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 41

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 41

Senator Rattigan moved that Senate Bill No. 41 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 41—An act to add Section 5829.3 to the Public Resources Code, relating to small craft harbors.

Bill read second time.

Motion to Amend

Senator Rattigan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the heading of the printed bill, after "Geddes," strike out "and Christensen", and insert "Christensen, Backstrand, Murdy, and Sturgeon".

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 41**Amendment No. 1**

In line 1 of the title of the printed bill, strike out "add Section 5829.3 to", and insert "amend Section 5829.1 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 through 10, inclusive, and insert

"SECTION 1. Section 5829.1 of the Public Resources Code is amended to read:

5829.1. Any contract or agreement for a transfer pursuant to Section 5823 or a loan pursuant to Sections 5827 or 6499.5, for which gross revenues of a small craft harbor are made the security for repayment shall include, but is not limited to, provisions requiring the governing body of the city, county, or district to:

(a) Punctually pay all installments of principal and interest on money owed to the State.

(b) Continuously operate in an efficient and economical manner all small craft harbor facilities acquired, constructed, improved or completed in full or in part as a result of transfers or loans by the State.

(c) Make all repairs, renewals and replacements necessary to the efficient operation of the small craft harbor facilities and to keep them in good repair at all times.

(d) Preserve and protect the security interest of the State in all respects by procuring insurance on such facilities in an amount and of the type approved by the commission.

(e) Periodically fix, prescribe and collect fees, rentals or other charges for services and facilities of the small craft harbor facilities sufficient to produce gross revenues adequate for payment of the following in the order set forth:

(1) All installments of principal and interest on money owed the State as they come due.

(2) All expenses of operation, maintenance, and repair of the small craft harbor facilities.

(3) Such additional sums as may be required by the commission for any sinking fund, reserve fund or other special fund established for the further security of the loan or transfer or as a depreciation or other charge in connection with the small craft harbor facilities.

(f) Repay loans over a period not to exceed [20] 30 years.

In addition to the foregoing, the commission shall include in any such contract or agreement a requirement that installments of principal and interest on money owed the State shall be paid from gross revenues prior to any other expenditures from such revenues and any other requirements which it deems necessary convenient or desirable to provide additional security for the performance by the city, county or district of its obligations under the contract or agreement. No loan of funds shall be made to any city, county or district unless such loan is approved by the commission as conforming to the policies established by the commission. Such contracts or agreements shall not be effective until approved by the Department of Natural Resources and the Department of Finance. The Department of Finance as part of their review shall give consideration to the economic feasibility of the project based on information provided by the division.

In the event of default the State shall proceed forthwith by means of legal action to recover such defaulted loans."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

President pro Tempore of the Senate Presiding

At 11.15 a.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, February 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 52

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 52

Senator Dolwig moved that Senate Bill No. 52 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 52—An act making an appropriation for the acquisition of a site for a state college for San Mateo County.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "Department of Education", and insert "Trustees of the California State Colleges".

Amendment read and adopted.

Bill ordered printed, and referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, February 12, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 50

Senate Bill No. 64

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, February 12, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 21

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 12, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 2

Senate Bill No. 20

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, February 12, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 14

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Senator Short Presiding

At 11.22 a.m., Senator Alan Short, of the Twentieth Senatorial District, presiding.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS****Senate Bill No. 46**—An act to amend Sections 17000 and 17001 of, and to repeal Sections 17002 and 17003 of, and to add Sections 17002, 17002.5 and 17003.5 to, the Vehicle Code, relating to liability arising out of ownership or operation of vehicles.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 40, of the printed bill, strike out "3", and insert "4".

Amendment read, and adopted.

Bill ordered printed.

Motion to Re-refer Senate Bill No. 46

Senator Cobey moved that Senate Bill No. 46 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 44—An act to add Chapter 5 (commencing with Section 989.1) to Division 3.5 of Title 1 of the Government Code, and to add Part 6 (commencing with Section 989) to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session, and to add Section 11007.4 to, and to repeal Sections 1231, 1956, 1956.5, 1959, and 53056 of, the Government Code, and to repeal Section 17003 of the Vehicle Code, and to repeal Sections 22732 and 35757 of the Water Code, relating to insurance for public entities and public officers, agents and employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3 of the printed bill, after line 14, insert

"Two or more local public entities having the same governing board may be coinsured under a master policy and the total premium may be prorated among such entities."

Amendment No. 2

On page 7, after line 5, insert

"Two or more local public entities having the same governing board may be coinsured under a master policy and the total premium may be prorated among such entities."

Amendments read, and adopted.

Bill ordered printed.

Motion to Re-refer Senate Bill No. 44

Senator Cobey moved that Senate Bill No. 44 be re-referred to Committee on Finance.

Motion carried.

Assembly Joint Resolution No. 2—Relative to the ratification of an amendment to the Constitution of the United States proposed by the Congress of the United States relating to the qualifications of electors.
Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 6 of the heading of the printed measure, as amended in Assembly January 21, 1963, strikeout "(Coauthor: Senator Rodda)", and insert "(Coauthors: Senators Holmdahl, O'Sullivan, Arnold, Geddes, Rodda, Christensen, Lagomarsino, Williams, Donnelly, Sturgeon, Nisbet, Begovich, Quick, Pittman, and McCarthy)".

Amendment read and adopted.

Resolution ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 7—Relative to local airline service to cities in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

By Senators Regan, Rattigan, and O'Sullivan:

Senate Resolution No. 49

Relative to the duties of the Committee on Rules

WHEREAS, A lawsuit is now pending before the California Supreme Court entitled *Yorty et al. v. Anderson et al.*, and another lawsuit, entitled *Silver v. Jordan et al.*, is pending before a three-judge court in the United States District Court for the Southern District of California, in both of which actions plaintiffs have challenged the validity of the election of the present membership of the California State Senate, the validity of the apportionment of the Senate, the validity of the statute which created the various existing Senatorial districts, and the validity of the provisions of the California Constitution pursuant to which these districts were created; and

WHEREAS, Other actions may be brought in the courts of California and of the United States in which the same issues will be raised, and other actions are now and will be pending in the courts of other States and of the United States in which substantially similar issues will be raised within the same subject matter of State legislative apportionment, the resolution of which issues will inevitably affect the apportionment of the California State Senate and the interests of the people of California; and

WHEREAS, The contentions made by plaintiffs in such actions bearing upon State legislative apportionment have brought into question the valid existence of the present California State Senate and its ability to perform its constitutional functions as a component body of the Legislature of this State; and

WHEREAS, The Senate, on behalf of the people of the State of California, has a vital and immediate interest in the resolution of the issues raised in such litigation, and it is imperative that the Senate, in the interests of the people of the State of California, participate and be represented in such actions to the fullest extent possible; and

WHEREAS, The heavy workload of the Legislative Counsel, and the extremely rigid time limitations he must meet in properly serving the needs of both houses of the Legislature and the 120 members thereof for bills, amendments, opinions and other matters related to the current 1963 General Session makes it impracticable for him and his staff to devote to such litigation the time and effort that their importance demands; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Committee on Rules is hereby directed to employ legal counsel to represent the interests of the Senate in such pending or further legal actions, bearing upon the subject of State legislative apportionment, as the Senate Committee on Rules shall determine, and to spend such amounts of money as the Senate Committee on Rules determines to be necessary therefor, which amounts shall be payable out of the Senate Contingent Fund.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 21—Relative to augmenting the funds of the Joint Committee on Legislative Organization.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 469—An act to add Sections 1403.1, 1403.2, 1403.3 and 1403.4 to the Education Code, relating to junior college districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl,

Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 579

Senator Burns moved that Senate Bill No. 579 be withdrawn from Committee on Judiciary and re-referred to Committee on Institutions. Motion carried.

MOTION TO EXCUSE SENATOR McATEER

Senator Burns moved that Senator McAteer be excused to leave the State on Monday, April 29, to and including Monday, May 6 on personal business.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Williams:

Senate Resolution No. 54

Relating to water-based recreation facilities in connection with the California Aqueduct

WHEREAS, The Administrator of the Resources Agency has submitted to the Legislature a report entitled "California's West Side Program" comprising a plan for acquisition and development of property for freeway, aqueduct and recreation uses on the west side of the San Joaquin Valley; and

WHEREAS, The Directors of the Departments of Fish and Game, Parks and Recreation, and Public Works, the Deputy Director for Policy of the Department of Water Resources, and the Planning Officer of the State Office of Planning, have affixed their signatures to the report; and

WHEREAS, The report recommends that the Departments of Water Resources, Parks and Recreation, Fish and Game, and the Bureau of Reclamation carefully evaluate the 26 listed water-based recreation potentials for recreation reservoirs, aquatic parks and wildlife areas for ultimate development of those found to be needed and feasible, giving emphasis to the Lost Hills-Tupman-Buena Vista area, the Kettleman City area, the Cottonwood-Poverty Flat area, and angling access to the aqueduct; and

WHEREAS, Such evaluation and development is primarily the responsibility of the Department of Water Resources under the provisions of the Davis-Dolwig Act; and

WHEREAS, Full development of the recreation and fish and wildlife potentials of the California Aqueduct and associated facilities is in the public interest; now, therefore, be it

Resolved by the Senate of the State of California, That the Department of Water Resources is directed, in co-operation with the Department of Fish and Game, the Department of Parks and Recreation, and the United States Bureau of Reclamation, to carefully evaluate the 26 water-based recreation potentials included in the report "California's West Side Program," giving emphasis to the Lost Hills-Tupman-Buena Vista area, the Kettleman City area, the Cottonwood-Poverty Flat area, and angling access to the aqueduct; and be it further

Resolved, That the Department of Water Resources shall report on the desirability, and the engineering and economic feasibility of the 26 water-based potentials, including any it may wish to suggest in addition or as an alternate to the 26 listed, to the Legislature before the fifth legislative day of the 1964 Regular Session; and be it further

Resolved, That the Secretary of the Senate be directed to present copies of this resolution to the Director of the Department of Water Resources, the Director of the Department of Fish and Game, the Director of the Department of Parks and Recreation, and the Administrator of the Resources Agency.

Resolution read, and referred to Committee on Water Resources.

President pro Tempore of the Senate Presiding

At 11.35 a.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 25: By Senator Nisbet—Approving amendments to the Charter of the City of San Bernardino, County of San Bernardino, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the fifth day of February, 1963.

Request for Unanimous Consent

Senator Nisbet asked for, and was granted unanimous consent to take up Senate Concurrent Resolution No. 25 at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 25

Senate Concurrent Resolution No. 25—Approving amendments to the Charter of the City of San Bernardino, County of San Bernardino, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the fifth day of February, 1963.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, and Weingand—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time:

Senate Bill No. 663: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flourney, Lanterman, Thomas, and Willson)—An act to amend Section 53891 of the Government Code, relating to financial affairs of local agencies.

Referred to Committee on Local Government.

Senate Bill No. 664: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flourney, Lanterman, Thomas, and Willson)—An act to amend Sections 11611 and 11612 of the Business and Professions Code, relating to the construction of subdivision improvements.

Referred to Committee on Business and Professions.

Senate Bill No. 665: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flournoy, Lanterman, Thomas, and Willson)—An act to amend Section 2804 of the Streets and Highways Code, relating to special assessments.

Referred to Committee on Judiciary.

Senate Bill No. 666: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flournoy, Lanterman, Thomas, and Willson)—An act to amend Sections 10002 and 10502 of, and to add Sections 10010, 10502.1, 10502.2 and 10502.3 to, the Streets and Highways Code, relating to special assessment proceedings.

Referred to Committee on Local Government.

Senate Bill No. 667: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flournoy, Lanterman, Thomas, and Willson)—An act to add Division 4.5 (commencing with Section 3100) to, and to amend Sections 3280, 4289, 5248 and 7239, of the Streets and Highways Code, relating to special assessments.

Referred to Committee on Judiciary.

Senate Bill No. 668: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flournoy, Lanterman, Thomas, and Willson)—An act to amend Section 61114 of the Government Code, relating to community services districts.

Referred to Committee on Local Government.

Senate Bill No. 669: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flournoy, Lanterman, Thomas, and Willson)—An act to amend Sections 5125, 5130, 5180, 5190, 5191, 5222, 5242, 5249, 5254.5, 5300, 5301, 5302, 5341, 5503, 5506, 6447 and 6460 of, and to amend and renumber Sections 5119 and 5360.1 of, and to add Sections 5126, 5231.1, 5232.1, 5360.2 and 5374.1 to, and to repeal Sections 5015, 5016, 5017, 5340, 5375, 5582 and 5583 and Chapter 14 (commencing with Section 5315) of Part 3 of Division 7 of, the Streets and Highways Code, relating to special assessments.

Referred to Committee on Judiciary.

Senate Bill No. 670: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flournoy, Lanterman, Thomas, and Willson)—An act to repeal Section 10427 of, and add Sections 10427 and 10427.1 to, the Streets and Highways Code, relating to municipal improvements.

Referred to Committee on Judiciary.

Senate Bill No. 671: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flournoy, Lanterman, Thomas, and Willson)—An act to repeal Division 5 (commencing with Section 3200) of the Streets and Highways Code, relating to special assessment proceedings for acquisitions.

Referred to Committee on Local Government.

Senate Bill No. 672: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flourney, Lanterman, Thomas, and Willson)—An act to amend Section 10427 of the Streets and Highways Code, relating to disposition of surplus improvement funds.

Referred to Committee on Local Government.

Senate Bill No. 673: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flourney, Lanterman, Thomas, and Willson)—An act to repeal Division 8 (commencing with Section 7000) of the Streets and Highways Code, relating to special assessment proceedings for improvements.

Referred to Committee on Local Government.

Senate Bill No. 674: By Senators Bradley and Nisbet (Coauthors: Assemblymen Allen, Britschgi, Flourney, Lanterman, Thomas, and Willson)—An act to amend Section 424 of the Penal Code, relating to public money.

Referred to Committee on Local Government.

Senate Bill No. 675: By Senator Bradley—An act to add Section 10204.1 of the Streets and Highways Code, relating to special assessment proceedings.

Referred to Committee on Local Government.

Senate Bill No. 676: By Senator Bradley—An act to amend Section 2804 of the Streets and Highways Code, relating to special assessment limitations.

Referred to Committee on Local Government.

Senate Bill No. 677: By Senator Bradley—An act to amend Sections 5220 and 10310 of, and to add Sections 5223, 10010 and 10311.1 to, the Streets and Highways Code, relating to protests by owners in special assessment proceedings.

Referred to Committee on Local Government.

Senate Bill No. 678: By Senator Bradley—An act to add Chapter 4.5 (commencing with Section 10350) to Division 12, and to repeal Sections 10312, 10313, 10314, 10315 and 10316, of the Streets and Highways Code, relating to changes in special assessment proceedings.

Referred to Committee on Local Government.

Senate Bill No. 679: By Senator Bradley—An act to amend Section 1773 of the Labor Code, relating to general prevailing wages for public work.

Referred to Committee on Local Government.

Senate Bill No. 680: By Senator Donnelly—An act to add Section 9602 to the Education Code, relating to elementary textbooks.

Referred to Committee on Education.

Senate Bill No. 681: By Senator Donnelly—An act to amend Section 24002 of, to repeal Sections 24003 and 24004 of, and to add Sections 24003 and 24004 to, the Water Code, relating to irrigation district improvement districts.

Referred to Committee on Local Government.

Senate Bill No. 682: By Senator Donnelly—An act to repeal Section 5257 of the Education Code, relating to maintenance of kindergarten where attendance is below minimum.

Referred to Committee on Education.

Senate Bill No. 683: By Senator Bradley—An act to amend Section 1283 of the Code of Civil Procedure, relating to depositions in arbitration proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 684: By Senator Short (Coauthor: Assemblyman Carrell)—An act to amend Section 40003 of the Vehicle Code, relating to prosecution of employees.

Referred to Committee on Judiciary.

Senate Bill No. 685: By Senator Rodda (Coauthor: Assemblymen Z'berg and Greene)—An act to amend Section 74181 of the Government Code, relating to municipal court judges in Sacramento.

Referred to Committee on Local Government.

Senate Bill No. 686: By Senators Lagomarsino and Schrade—An act to amend Section 25631 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

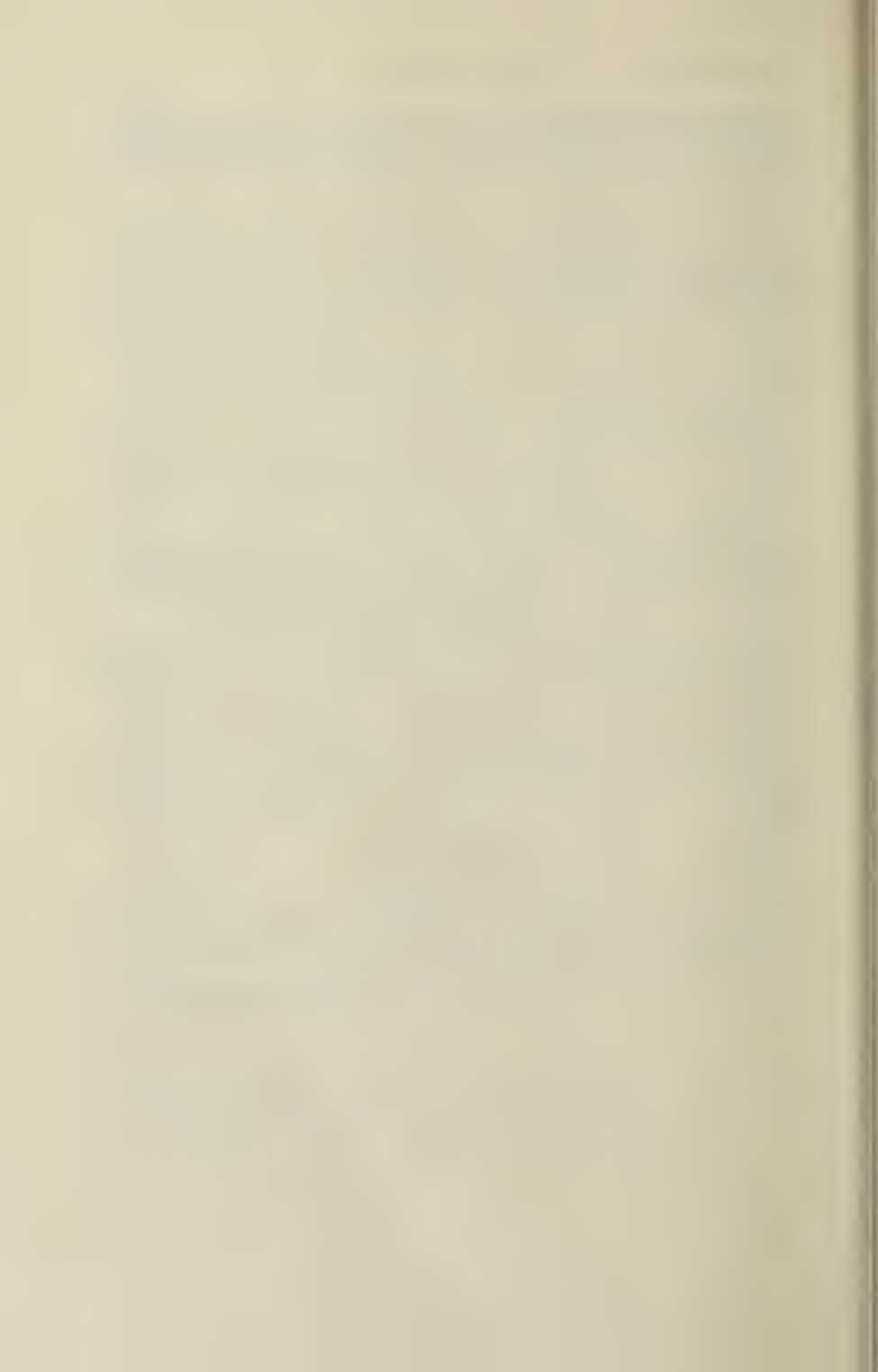
Senate Bill No. 687: By Senator Teale—An act to amend Section 28145 of the Government Code, relating to compensation of county officers.

Referred to Committee on Local Government.

ADJOURNMENT

At 11.44 a.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 11 a.m., Wednesday, February 13, 1963, out of respect to the memory of poet Robert Frost.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-THIRD LEGISLATIVE DAY

TWENTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, February 13, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Two things we ask Thee this day O God: A conscience that is just, weighing good and evil, and yet tempered always with mercy; and secondly we ask courage, the courage to always speak and live according to the just judgments of our conscience. Just and merciful Lord, hear and answer this our prayer today. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Geddes, on motion of Senator Schrade, due to illness.

Senator O'Sullivan, on motion of Senator Schrade, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to J. J. Crivello, Frank Monsco, and S. Mirabella, all of Monterey; Supervisor Chester Deaver of Prunedale; County Engineer Loran Bunte of Salinas; and Garry Salmon of Salinas.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Eugene Short, brother of Senator Short, who is President of Community College, Anchorage, Alaska.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Alice Lepley of Auburn, and Raquel Celasso of Argentina.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Reginald F. Gaylord, Vice Chairman of the Redevelopment Agency of Vallejo; Mr. James D. Richardson, Executive Director, Mr. Leo Ranier, Mr. Ralph Hedemark, Mr. Frank Wilkes, all Members of the Redevelopment Agency of the City of Vallejo.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Golden Gate Junior High School of Oakland: *Teachers*—Mr. Verdesse Carter and Mrs. Yvonne Kurashige; *Students*—Samuel Bacon, George Barksdale, Julia Bracy, Billy Batts, Shirley Coleman, Maurice Coston, Mildred Cox, LaNorris Frederick, Roger Gales, Andrea Granderson, Curtis Hamilton, Beverly Harris, Torrey Hill, Cheryl Hudspeth, Leon Jackson, John Jacobs, Walter Johnson, Sandra Jones, Winifred Knight, Michael Lange, Teddy Lange, Carrita Lovette, Brenda McGaffie, Billy Nears, Pat Otis, Albert Owens, Palee Reynolds, Yvonne Rosby, Regina Sanders, Gloria Sloan, Danny Smith, Dimple Stuart, Michelle Striplin, Bernard Veasy, Anthony Wells, Melva Williams, Phyllis Williams, Andrea Willis, and Frankie Wong.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Rescue, El Dorado County: Dr. Walter Krell, Mrs. Bobbe Sanford, Mr. Robert Person, Carla Campbell, Ginger Dunning, Charlene Hensley, Kathy O'Brien, Edna Ordway, Melinda Pollard, Pamela Sands, Leslie Sanford, Darlene Starbuck, Wayne Dawson, Timothy Hall, Timothy Hollister, Lee Dambert, Robert McCord, J. B. Millard, Bill Nichols, and Michael Wheeler.

On request of Senators O'Sullivan and Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Bayliss School of Glenn: *Adults*—Mr. and Mrs. Robert Sheehan, Mr. Tom Ratliff, Mr. Gerald Davis, Mrs. Tony Torres, and Mrs. Lloyd James; *Students* (7th grade)—Harold Davis, Verna Friesen, Larry Flournoy, Delano Jantzen, Albert Logan, Agnes Torres; (8th grade)—Geneva Barnett, Shirlene Barnett, Geri Blosser, Albert Fernandes, Geraldine Hillis, Dennis James, Byron Jantzen, Richard Loewen, Bobby McDonnell, Steve McDonnell, Julie Mendes, Carol Newland, Bill Ratliff, Doris Spence, and Glenn Warren.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 12, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 37

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

President pro Tempore of the Senate Presiding

At 11.15 a.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 37—Relative to commending the Riverside County Fair and National Date Festival.

Request for Unanimous Consent

Senator Backstrand asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 37, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 37

Assembly Concurrent Resolution No. 37—Relative to commending the Riverside County Fair and National Date Festival.

Resolution read, and presented by Senator Backstrand.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—38.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, February 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 324—An act authorizing the Director of Agriculture to adopt emergency regulations relating to lettuce, and declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the 12th day of February, 1963, at 4.30 p.m.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, February 12, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 30

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, February 13, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 25

Senate Bill No. 35

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, February 13, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:
Senate Bill No. 19

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

STURGEON, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, February 13, 1963

MR. PRESIDENT: The Chairman of the Committee on Rules, to which was referred:
Senate Concurrent Resolution No. 21

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

MOTION TO AMEND SENATE CONCURRENT RESOLUTION NO. 21

Senator Cobey moved that Senate Concurrent Resolution No. 21 be amended and re-referred to Committee on Rules.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 21—Relative to the California Law Revision Commission.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed measure, strike out line 21, and insert "inclusive; and be it further

Resolved, That the California Law Revision Commission is authorized and directed to make a study of the Penal Code and related constitutional and statutory laws, and to recommend revisions thereof."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Rules.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

Senate Bill No. 50—An act to amend Section 30750 of the Streets and Highways Code, relating to bridges across Carquinez Straits.

Bill read second time.

Motion to Re-refer Senate Bill No. 50

Senator Miller moved that Senate Bill No. 50 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 64—An act to add Section 253 and Article 3 (commencing with Section 300) to Chapter 2 of Division 1 of, and to repeal Section 253 and Article 3 (commencing with Section 300) of Chapter 2 of Division 1 of, the Streets and Highways Code, relating to routes on the state highway system.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 21—An act to amend Section 27320 of the Government Code, relating to recordation of documents.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 2—An act to amend Section 32221 of the Health and Safety Code, relating to hospital districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 2 of the title of the printed bill, after "districts", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, after line 20, insert

"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Unprecedented demands for hospital services are being made upon the hospitals of local hospital districts. These demands are the result of the tremendous increase which has taken place in the population of such districts. To enable the hospitals adequately to meet these demands, it is imperative that immediate action be taken to permit the districts which maintain the hospitals to expend additional tax revenues for the acquisition or construction of additional patient bed capacity for the hospitals. It is, therefore, necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 20—An act to add Sections 27360.5, 27361.7, and 27361.8 to the Government Code, relating to recordation of documents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections".

Amendment No. 2

On page 1, line 3, strike out the first comma.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 14—An act to amend Sections 12502, 12504, 12505, 12518, 12805, 12806, 12809, 13363 of, and to add Section 246 to, and Chapter 6 (commencing with Section 15000) to Division 6 of, the Vehicle Code, relating to a compact with various states and the issuance and control of driver's licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "in his home state or country", and insert "by a foreign jurisdiction of which he is a resident".

Amendment No. 2

On page 1, line 13, after "code", insert "except as provided in Section 12505".

Amendment No. 3

On page 2, line 7, after "a", strike out "state or country" and insert "foreign jurisdiction".

Amendment No. 4

On page 2, line 11, after "by" strike out "his home state or country", and insert "such foreign jurisdiction".

Amendment No. 5

On page 2, line 21, after "12505", insert "(a)".

Amendment No. 6

On page 2, line 32, after "12504", strike out "who holds a valid license issued by another state or country".

Amendment No. 7

On page 2, after line 35, insert
"(b) Any person over the age of 21 years who is a resident of a foreign jurisdiction other than a state, territory of possession of the United States, the District of Columbia, or the Commonwealth of Puerto Rico, having a valid license issued to him by such jurisdiction may operate a motor vehicle in this State for not to exceed 10 days from the date he accepts employment within this State."

Amendment No. 8

On page 3, line 21, after "by", strike out "another state or country", and insert "a foreign jurisdiction".

Amendment No. 9

On page 5, strike out line 25 to line 50, inclusive; and on page 6, strike out line 1 and line 2.

Amendment No. 10

On page 6, after line 28, insert
"15021. As used in the compact:
(a) "State" means a state, territory or possession of the United States, the District of Columbia, or the Commonwealth of Puerto Rico.
(b) "Home state" means the state which has issued and has the power to suspend or revoke the use of the license or permit to operate a motor vehicle.
(c) "Conviction" means a conviction of any offense related to the use or operation of a motor vehicle which is prohibited by state law, municipal ordinance or administrative rule or regulation, or a forfeiture of bail, bond or other security deposited to secure appearance by a person charged with having committed any such offense, and which conviction or forfeiture is required to be reported to the licensing authority."

Amendment No. 11

On page 6, line 29, strike out "15021", and insert "15022".

Amendment No. 12

On page 6, line 40, strike out "15022", and insert "15023".

Amendment No. 13

On page 7, line 7, strike out "15021", and insert "15022".

Amendment No. 14

On page 7, line 19, strike out "15023", and insert "15024".

Amendment No. 15

On page 7, line 41, strike out "15024", and insert "15025".

Amendment No. 16

On page 7, line 48, strike out "15025", and insert "15026".

Amendment No. 17

On page 8, line 8, strike out "15026", and insert "15027".

Amendment No. 18

On page 8, after line 19, insert
"15028. The compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of the compact shall be severable and if any phrase, clause, sentence, or provisions of the compact is declared to be contrary to the constitution of any party state or of the United States or the applicability thereof to any govern-

ment, agency, person or circumstance is held invalid, the validity of the remainder of the compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If the compact shall be held contrary to the constitution of any state party thereto, the compact shall remain in full force and effect as to the remaining states and in full force and effect as to the state affected as to all severable matters."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 2—Relative to the ratification of an amendment to the Constitution of the United States proposed by the Congress of the United States relating to the qualifications of electors.

Resolution read, and presented by Senator Rees.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Lagomarsino, McAtcer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senator McCarthy Presiding

At 11.24 a.m., Senator McCarthy, Vice Chairman of the Committee on Rules, presiding.

RESOLUTIONS

The following resolutions were offered:

By Senator Stiern:

Senate Resolution No. 55

Commending Stanley Kramer for producing the film, "A Child is Waiting"

WHEREAS, Stanley Kramer has produced a film entitled "A Child is Waiting" which deals with the condition of mental retardation; and

WHEREAS, This film recognizes that mental retardation is not a hopeless condition and that proper treatment, care, and education can ameliorate the condition; and

WHEREAS, President John F. Kennedy in his message to Congress on February 6, 1963 outlined a program seeking to reduce by one-half the 126,000 persons born each year who are destined to be retarded. The President stated that 15 to 25 percent of the cases are caused by known or suspected factors; that recent studies show that adverse social, economic and cultural factors play a major causative role in mental retardation; and that retardation disables 10 times more persons than diabetes and 600 times more than polio, and thus ranks as a major national health, social and economic problem; and

WHEREAS, The film, "A Child is Waiting," brings forcefully to the the attention of the public the need for funds for research to prevent mental retardation and to care for the mentally retarded; and

WHEREAS, The film, "A Child is Waiting" brings to public consciousness a matter of national moral concern and does this in a forthright and educational manner; now, therefore, be it

Resolved by the Senate of the State of California, That Stanley Kramer is to be commended for his courage in making this film and for the honesty and integrity of his production; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Mr. Stanley Kramer.

Resolution read, and referred to Committee on Rules.

By Senators Cobey, Sturgeon, Rattigan, Rodda, and Weingand (At request of Senate Factfinding Committee on Labor and Welfare):

Senate Resolution No. 56

Relating to continuation of a study by the Senate Factfinding Committee on Labor and Welfare of the need for residential care, treatment, and training of severely handicapped children and adults of normal mentality

WHEREAS, The Rules Committee of the California State Senate referred to the Senate Factfinding Committee on Labor and Welfare Senate Resolution 155 of the 1961 General Session, which authorized a study of the need for residential care, treatment, and training of severely handicapped children and adults of normal mentality; and

WHEREAS, The Senate Factfinding Committee on Labor and Welfare has initiated a study to specifically define "severely handicapped children and adults of normal mentality"; to secure the assistance of the California Department of Public Health in conducting a survey to determine the numbers and need for care of persons within this definition; and to identify and evaluate applicable services currently available through federal, state, and local governmental and private sources; and

WHEREAS, The development of such information will permit the Senate Factfinding Committee on Labor and Welfare to evaluate the necessity, desirability, and financial feasibility of co-ordinating or revising existing programs and services and establishing pilot projects or other new means to satisfy unmet needs, and to then report to the Senate its findings and recommendation; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Factfinding Committee on Labor and Welfare is authorized to continue its study of the need for residential care, treatment, and training of severely handicapped children and adults of normal mentality and report its findings, together with any recommendations for legislation, to the Senate by the 30th calendar day of the 1965 General Session of the Legislature.

Resolution read, and referred to Committee on Rules.

By Senator Cobey:

Senate Resolution No. 57

Relative to congratulating the 93d Bombardment Wing of the 47th Strategic Aerospace Division

WHEREAS, For the first time in the history of the Strategic Air Command of the United States Air Force, a unit has won the highly coveted Strategic Air Command's Base of the Year Award for two consecutive years; and

WHEREAS, It was with a sincere sense of pleasure and pride that the Members of the Senate of the State of California learned that the unit which accomplished this unparalleled feat, by winning the award for 1961 and again for 1962, is the 93d Bombardment Wing of the 47th Strategic Aerospace Division, which is stationed in California at Castle Air Force Base; and

WHEREAS, The Base of the Year Award is the trophy which is awarded on a rotating basis to the Strategic Air Command Base having the highest number of accident-free flying hours regardless of the type of aircraft; and

WHEREAS, The 93d Bombardment Wing, which is the largest B-52/KC-135 Wing in the Strategic Air Command, earned the award for 1962 by its amazing record of 48,511 flying hours in worldwide operations without an accident; and

WHEREAS, The flawless record of the 93d Bombardment Wing is particularly outstanding since the Wing not only maintains, with its 330th Bombardment Squadron and 93d Air Refueling Squadron, a capacity to conduct and support long-range bombardment operations, but also performs the mission of training combat crews for both the B-52 and the KC-135, a mission which poses safety problems not normally found elsewhere; and

WHEREAS, Colonel James V. Reardon, the Commanding Officer of the 93d Bombardment Wing, and each of the officers and enlisted men of the Wing are deserving of the highest commendation and honor for the exemplary record of the unit; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate of the State of California do hereby extend their heartiest congratulations to Colonel James V. Reardon, its Commanding Officer, and to each of the officers and enlisted men of the 93d Bombardment Wing of the 47th Strategic Aerospace Division for its unparalleled achievement in winning the Strategic Air Command's Base of the Year Award for the second consecutive year; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Colonel James V. Reardon, the Commanding Officer of the 93d Bombardment Wing.

Resolution read, and unanimously adopted on motion of Senator Cobey.

By Senators Burns, Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams:

Senate Resolution No. 58

With reference to the passing of Charles J. Hagerty

WHEREAS, The 25th of April, 1962, saw the passing of a faithful public servant, Charles J. Hagerty, who, but a short time before, retired after nearly 50 years service with the State of California; and

WHEREAS, Charles J. Hagerty entered the service of the State as a clerk in the office of the Secretary of State on November 1, 1912, and continued to serve in that office in various capacities until the 31st of October, 1959, at which time he retired; and

WHEREAS, The Senate of the State of California on June 19, 1959, adopted Senate Resolution No. 177, which registered appreciation of Charles J. Hagerty's service to the State in the following words:

"WHEREAS, During his many years of service to the people of the State of California he has earned the friendship, respect and admiration of all those who have been so fortunate as to know him; and

"WHEREAS, 'Charlie' Hagerty, as he is affectionately known, has demonstrated a remarkable memory for significant events and dates and has frequently surprised people who have called on him for information by being able to answer their inquiries from his own memory without reference to the multitudinous volumes stored in the archives; and

"WHEREAS, In addition to his rare ability and marked capacity, he has endeared himself to members and officers of the Senate and all others who have made frequent visits to his office, by this constant courtesy, his friendly disposition and his willingness to help in the solution of problems, in the solving of which his participation has been solicited; now, therefore, be it

Resolved by the Senate of the State of California, That it congratulates Charles J. Hagerty on his outstanding service, commends him for a job well done, and desires to convey to him the thought that its members and officers will miss him from his accustomed office in the Capitol of the State of California; and be it further"; and

WHEREAS, Members of the Senate who knew Charles J. Hagerty and others who have heard of him are happy to endorse the expressions of friendship and admiration set forth in said Senate Resolution No. 177; now, therefore, be it

Resolved by the Senate of the State of California, That its members deplore the passing of this fine patriotic public servant and desire by this resolution to convey their utmost sympathy to bereaved members of his family; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to present a suitably prepared copy of this resolution to Mary Hagerty, widow of Charles J. Hagerty, and to his grandchildren Charles Mary Hagerty and Farrell Ann McKeag.

Resolution read, and unanimously adopted on motion of Senator Burns.

Assistant Secretary George B. Beattie at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 688: By Senators Farr and Cobey—An act to amend Section 3128 and to repeal Section 3129 of the Education Code, relating to school district organization.

Referred to Committee on Judiciary.

Senate Bill No. 689: By Senator Stiern—An act to add Chapter 13 (commencing with Section 47900) to Part 9, Division 14, of the Water Code, relating to an alternative method of collecting assessments levied by a water storage district.

Referred to Committee on Local Government.

Senate Bill No. 690: By Senator McCarthy—An act to add Section 3856.1 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 691: By Senator McCarthy—An act to amend Section 3601 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 692: By Senator McCarthy—An act to amend Section 5050 of the Public Resources Code, relating to Tamalpais State Park.

Referred to Committee on Natural Resources.

Senate Bill No. 693: By Senators Christensen, Lagomarsino, and Holmdahl—An act to amend Section 1297 of the Penal Code, relating to bail.

Referred to Committee on Judiciary.

Senate Bill No. 694: By Senator Rees—An act to amend Section 6913.1 of the Education Code, relating to increase in maximum tax rate for the education of mentally retarded minors.

Referred to Committee on Local Government.

Senate Bill No. 695: By Senator Rees—An act to amend Section 18060.2 of the Education Code, relating to special education.

Referred to Committee on Education.

Senate Bill No. 696: By Senator Rees—An act to amend Section 18060 of the Education Code, relating to special education.

Referred to Committee on Education.

Senate Bill No. 697: By Senator Rees—An act to amend Section 6802 of the Education Code, relating to special education.

Referred to Committee on Education.

Senate Bill No. 698: By Senator Rees—An act to amend Section 3271 of the Unemployment Insurance Code, relating to unemployment compensation disability insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 699: By Senator Rees—An act to add Section 436 to the Welfare and Institutions Code, relating to public assistance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 700: By Senator Rees—An act to amend Section 14256 of the Government Code, relating to the State Contract Act.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 701: By Senator Rodda (Coauthor: Assemblyman Garrigus)—An act to amend Section 7700 of the Education Code, relating to courses of study.

Referred to Committee on Education.

Senate Bill No. 702: By Senator Rodda—An act to amend Sections 19615 and 19663.5 of the Education Code, relating to state school building aid.

Referred to Committee on Education.

Senate Bill No. 703: By Senator Cobey—An act to amend Section 10504.1, 10504.5 and 10505 of, to add Sections 10504.01, 10504.02, 10504.4 and 10507 to, and to repeal Section 10504.2 and 10507 of, the Water Code, relating to state water filings.

Referred to Committee on Water Resources.

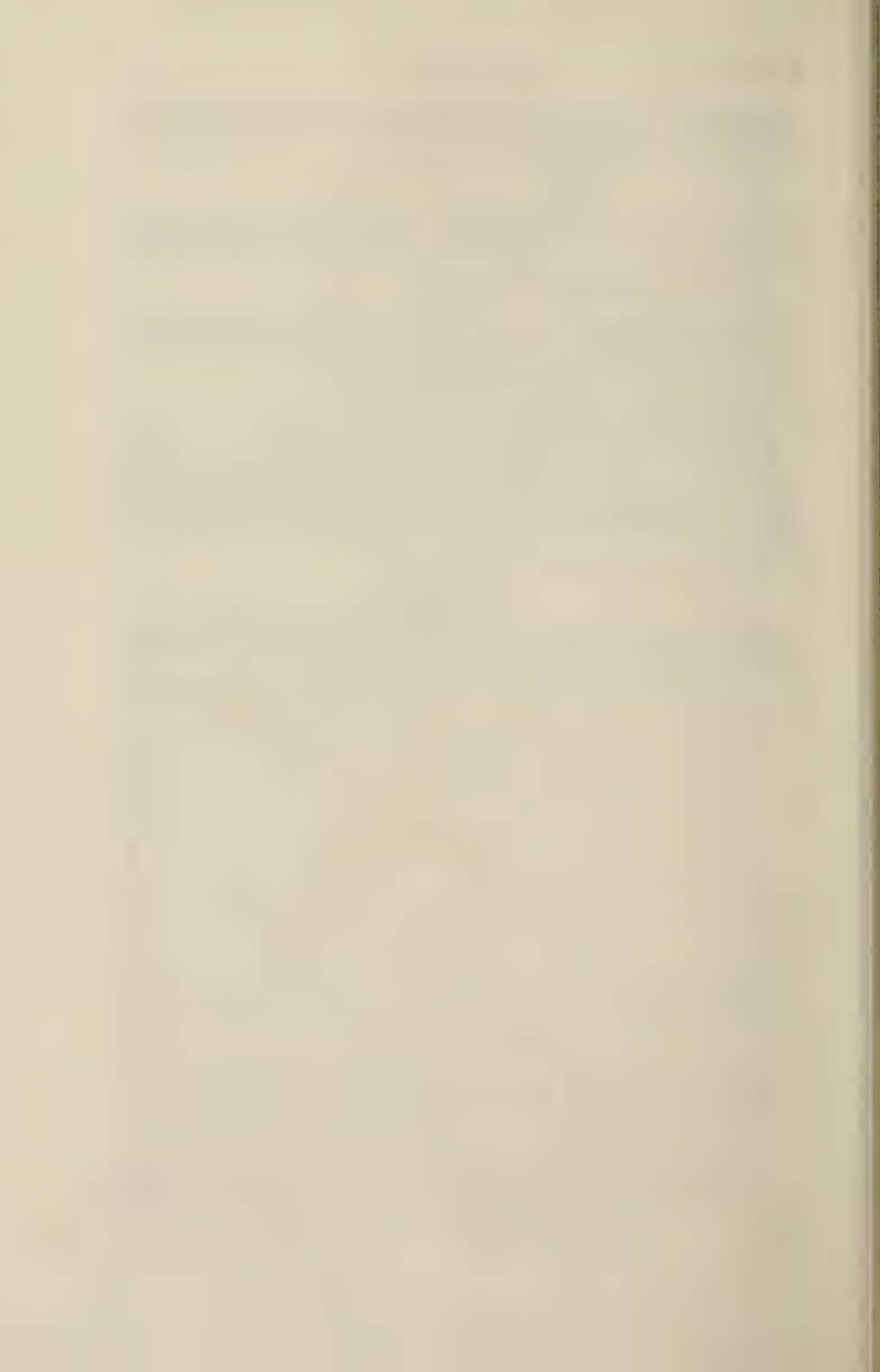
Senate Concurrent Resolution No. 26: By Senator Cobey (Coauthor: Assemblyman Winton)—Relative to requesting the Division of Highways in the Department of Public Works to study the needs and feasibility of adding certain routes to the state highway system in Merced County.

Referred to Committee on Transportation.

ADJOURNMENT

At 11.34 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Thursday, February 14, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-FOURTH LEGISLATIVE DAY

TWENTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, February 14, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Come, Spirit of God, fill the hearts of Thy faithful and kindle in them the fire of Thy love. Send forth Thy spirit and they shall be created, and Thou shall renew the face of the earth. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator McCarthy, on motion of Senator Collier, on personal business.

Senator Petersen, on motion of Senator Collier, on personal business.

Senator Regan, on motion of Senator Collier, on personal business.

Senator O'Sullivan, on motion of Senator Collier, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Branciforte Junior High School of Santa Cruz: Sharon Lee Adcock, Michael Romeo Agnone, John Charles Alexander, Charlene Jo-Ann Allen, June Margaret Allison, Kathleen Mayo Anderson,

Gloria Donetta Annis, Judy Lynn Anstead, Kenneth Daniel Armstrong, Ellen Kathleen Ashley, Fred Lloyd Avery, Laurence A. Azzaro, Jennifer Jo Bacon, Donna Lorene Baldwin, James Robert Ballard, Steven Ray Barnard, Timothy Franklin Barnes, Randine Bartlett, Jeannette Frances Bartos, Joseph Edward Bentley, Wesley Allen Bergazzi, Carol Lyn Bertozzi, David John Bilardello, Belinda Blackburn, Dean Martin Bollman, John Marshall Bond, D'Anna Laura Bowman, Cheryl Ann Brewster, Elizabeth Stuart Brown, Leonard Barnett Brown, Sandra Lee Brown, Steven Everett Brown, Thomas, Smith Bruce, William Berton Brunson, Michael Bruce Burkett, Sharon Kay Burruss, Linda Leona Campbell, Robert Bruce Campbell, Barbara Ann Canepa, Ronald Michael Carmody, Duane Daniel Carpenter, Sharon Kay Carson, Timothy Joseph Cattara, James Michael Ceey, Cheryl Rae Chaput, Stephen Jack Clifton, Linda Gail Cloutman, Joanne Kay Cole, LaVyrne Deloris Cole, Cynthia Lynn Coleman, Mary Louise Cook, Barbara Elaine Copeland, Charles Joseph Copeland, Stephen Randall Cosby, Theresa Mary Costa, Barbara Lyn Craig, Eldene Joan Creed, Marilyn June Crompton, and Scott Keith Cunningham.

Mary Margaret Dadone, Winedda Irene Denison, Alice Loraine DelPalmer, Marilyn Dick, Verle Roy Dierflinger, Frank Edwards, Scott Freeman Ennis, Cynthia Ann Enos, Eva Jeanette Erickson, Anita Louise Fargo, Donald Louis Fassio, John Florek, Annadee Ruth Forster, Charles Thomas Fry, Jeffery Barton Gabrio, Thomas Galli, Fox Allan Garney, Stephen Allan Garry, Deborah Kathleen Gaub, Cherie Lynn Gentry, Kathleen Louise Gibson, Roberta Marie Giesell, Judy Marie Gillen, Donald Eugene Gledhill, Patricia Elaine Gledhill, Theodore Thomas Glissman, Gwynn Ellen Grace, Jo Ellen Grever, Judy Lynn Grossi, Ray Arthur Gumm, Richard Glen Halpin, James Hall, Mary Ellen Hammond, Thomas Allen Hansmann, Janet Barbara Harter, Kenneth William Hawkins, Dana Hendershott, Patty Lou Henry, LoAnn Hiler, Billee Joance Hill, Timothy J. Holz, Susan Joan Horn, John Gregory House, Mary Theresa Hyman, Michael Alan James, Wayne Edward Jensen, David Cay Johnston, Gwendolyn Diane Jones, Ivan Cecil Jones, Tracey Eilene Jorgenson, Philip Eugene Jossi, and Charles Lawrence Jutkins.

Carol Ann Kersh, Colleen Diane Kinney, Terry Kosman, Albert Kramarz, John Joseph Krassowe, Leora Carol LaPorte, Richard Frank Larrabee, Linda Jean Lathrop, Katherine Blanche Likely, Carol Agatha Limandri, Richard Eugene Lisowski, Daniel Owen Lloyd, Truene Ann Lund, Gail Luther, Gary Lee Madison, Elbert David Mallatt, Pamela Jeanne Manning, Michael Mark Marler, William Peter Martin, Jr., Timothy Martinez, Thomas Martinez, Ronald Mead, Martha Louise Mee, Thomas Richard Mikita, Sherry Joyce Mikus, Judy Kay Milnes, Jean Marie Moreno, Reed Mulkey, Kathleen Ann Musich, Blodwen Jane McCay, John Hugh McCluskey, III, Myra Lee McMillan, Joseph Reroy McMullen, Cynthia Jean McNeill, Pamela Nelson, Lane Janice Nittler, Kenneth Earl Oakes, Nancy O'Brien (Spec.), Linda Joan Overton, William Tilden Pearce, Thomas Spencer Pearson, Richard Curtis Pease, Ronald Dean Pease, Robert Pescador (Spec.), Linda Dorothy Perry, Lester LaVern Poland, Georgiana Michele Ponza, Cathy Marie Puccinelli, Timothy Patrick Regan, Joe Michael Reyes, Michael Edward Rieth, Christine Lynn Riotutar, Curtis Roberts,

Theresa Rodriquez, Judy Ann Rosebraugh, and Sheila Ann Ryan (Spec.), Kenneth Sterling Mallett.

Sherry Lynn Sanden, Mary Ann Scott, John Hardy Sehestedt, Ellen Virginia Sellers, Dennis Harold Senff, Ronald Skinner, James Richard Skotland, Jacquelyn Sue Sladwick, Joanne Karen Slater, Francis Marion Sloan, Walter Allen Smith, Paul David Sommer, Mary Ann Souza, Rose Mary Souza, Paul Clarence Stark, Douglas Laurence Steen, Richard Leon Steen, Michael George Stewart, Darrell Joseph Strite, Richard A. Stubendorff, Linda Lee Sutton, Carol Ruth Taylor, Jo Berkley Tedrowe, Sharon Lynn Teed, Alma Jean Threeton, Kathleen Ann Trent, Timothy Walter Trinidad, David Leroy Trybom, Jaime Elena Vandenberg, Gary Leroy VanDyne, William Alfred Wahler, Christine Walczak, Jeanne Marie Waldvogel, Cathy Sue Wallace, Robert Allen Walter, Robert Lee Weasa, Denise Margaret Weber, John Fredrick Whitaker, Owen Thomas White, Denis Albert Williams, Linda Lee Williams, Joanne Marie Willingham, Rex Gene Wolfe, Bernice Joyce Wong, Richard Randall Wood, Randall Faye Woods, James Arthur Woodworth, Patricia Lynn Souza, and Jimmy Zinn.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of McKinley Junior High School of Redwood City: Mrs. Muriel Tilford, teacher; Mr. and Mrs. R. Schellens and the following students: Linda Anne Braz, Carole Elizabeth Chapman, Nancy Cleveland, Virginia Farrell, Alice Helen Frahm, Vicki Lynn Hammer, Jerrilyn K. Harms, Laura Johnson, Sandra Kahn, Kimberley Sue Kerr, Cynthia Lund, Jeanne Miller, Linda Marie Rackowski, Annie Schellens, Deborah Sommer, Mary Lou Taylor, Alexandria Ricketts, Libby Campbell, Brenda Wong, Janis Brown, Thomas Edward Artru, Jasen Ervin Cromer, Garland Dirks, Paul Dummel, Michael James Fry, Marshall Bruce Gluskin, Paul Haskin, Alan Lawrence Manning, Rodney Victor McCauley, Jeffrey Paul Miller, Thomas Raymond Nager, Jeffrey Pauley, Robert Shank, Randall B. Taylor, Russell Whipple, Scott Koch, Kevin Coyne, and Jim Baker.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. J. T. Traughber of Madison, Tennessee; and Mr. and Mrs. M. T. Holliday of Sacramento.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. James Sloan of Palmdale, Dr. Francis H. Bourne of Palmdale, and Lowell W. Felt; also Maurice Landau of Los Angeles.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fred Reinhardt and Mr. Harry Creasey, both of Riverside.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Paul Brace, Planning Commissioner of El Dorado County.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge Frank Blum, of the Superior Court of San Mateo County; Frank Blum, Jr., of San Francisco State College; and Berry Langberg of the University of San Francisco.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 14, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Joint Resolution No. 2

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD C. COLLINS, Assistant Clerk

ASSEMBLY CHAMBER, February 13, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 22

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By CHARLES WINNER, Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, February 13, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 29

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By CHARLES WINNER, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 29—Relative to issuing additional sets of motor vehicle license plates and tabs to each Member of the Congress from the State of California.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 14, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 75

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By TIMOTHY LEMUCCHI, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 75—An act to add Section 19591.3 to the Education Code, relating to state school building aid, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 13, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 21

Senate Bill No. 64

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 25

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 14, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2

Senate Bill No. 14

Senate Bill No. 20

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Fish and Game

SENATE CHAMBER, February 13, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 18

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

CAMERON, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, February 14, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 45

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, February 14, 1963

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 59

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MILLER, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, February 14, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 78

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 78

Senator Stiern moved that Senate Bill No. 78 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 78—An act to add Section 51 and Division 18.5 to, and to amend Sections 5552 and 8454 of, to amend the heading of Chapter 5 (commencing with Section 5551) of Division 6 of, and to repeal Chapter 6 (commencing with Section 1401) of Division 4, Chapter 7 (commencing with Section 2551) of Division 5, Chapter 8 (com-

mencing with Section 22200) of Division 16, Article 4 (commencing with Section 5701) of Chapter 5 of Division 6, Article 5 (commencing with Section 7801) of Chapter 2 of Division 7, and Article 8 (commencing with Section 15651) of Chapter 2 of Division 11 of, and to repeal Sections 989, 7751, 8403, 1700 $\frac{1}{2}$, and 20802 of, the Education Code, relating to junior colleges.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the heading of the printed bill, strike out "and Donnelly", and insert "Donnelly, and Murdy

(Pursuant to the recommendations of the Senate Fact Finding Committee on Education)".

Amendment No. 1.5

In line 1 of the title, strike out "Section 51 and".

Amendment No. 2

In line 1 of the title, after "18.5", insert "(commencing with Section 25410)".

Amendment No. 3

In line 1 of the title, strike out ", and", and insert a semicolon.

Amendment No. 4

In line 2 of the title, strike out "Sections 5552 and", and insert "Section".

Amendment No. 5

In line 2 of the title, strike out ", to amend the heading of Chapter".

Amendment No. 6

In line 3 of the title, strike out "5 (commencing with Section 5551) of Division 6 of," and insert a semicolon.

Amendment No. 7

Between lines 5 and 6 of the title insert "sion".

Amendment No. 8

In line 10 of the title, after number "11", insert a comma.

Amendment No. 9

In line 10 of the title, after the third "of", strike out the comma, and insert a semicolon.

Amendment No. 10

In line 11 of the title, strike out the fifth comma, and insert a semicolon.

Amendment No. 11

On page 1, strike out lines 1 to 9, inclusive, and insert "SECTION 1. In enacting this act it is the".

Amendment No. 12

On page 1, strike out lines 12 to 15, inclusive; and on page 2, strike out lines 1 and 2, and insert "change, in a separate division."

Amendment No. 13

On page 2, line 7, after "18.5", insert "(commencing with Section 25410)".

Amendment No. 14

On page 2, strike out line 12.

Amendment No. 15

On page 2, strike out lines 14 to 17, inclusive.

Amendment No. 16

On page 2, line 19, strike out "2", and insert "1".

Amendment No. 17

On page 2, line 28, strike out "(1401)".

Amendment No. 18

On page 2, line 36, strike out "(1402)".

Amendment No. 19

On page 2, line 45, strike out "(1403)".

Amendment No. 19.5

On page 2, line 47, strike out "3", and insert "2".

Amendment No. 20

On page 2, line 48, strike out "*".

Amendment No. 21

On page 2, line 52, strike out "(1404)".

Amendment No. 22

On page 3, line 8, strike out "(1405)".

Amendment No. 23

On page 3, line 12, strike out "(1406)".

Amendment No. 24

On page 3, line 30, strike out "(1407)".

Amendment No. 25

On page 3, line 37, strike out "(1408)".

Amendment No. 26

On page 3, line 39, strike out "(1409)".

Amendment No. 27

On page 3, line 49, strike out "(1410)".

Amendment No. 28

On page 3, line 51, strike out "*".

Amendment No. 29

On page 4, line 4, strike out "(1421)".

Amendment No. 30

On page 4, line 8, strike out "(1422)".

Amendment No. 31

On page 4, line 18, strike out "(1423)".

Amendment No. 32

On page 4, line 27, strike out "(1431)".

Amendment No. 33

On page 4, line 32, strike out "(1432)".

Amendment No. 34

On page 4, line 34, strike out "(1433)".

Amendment No. 35

On page 4, line 38, strike out "(1434)".

Amendment No. 36

On page 5, line 2, strike out "(1435)".

Amendment No. 37

On page 5, line 5, strike out "(1451)".

Amendment No. 38

On page 5, line 8, strike out "(1452)".

Amendment No. 39

On page 5, line 45, strike out "(5723)".

Amendment No. 40

On page 6, line 7, strike out "(989)".

Amendment No. 41

On page 6, line 9, strike out "3", and insert "2".

Amendment No. 42

On page 6, line 17, strike out "(2581, 1961:1804)".

Amendment No. 43

On page 6, line 26, strike out "(2582, 1961:1804)".

Amendment No. 44

On page 6, line 27, strike out "*".

Amendment No. 45

On page 6, line 32, strike out "(2583, 1961:1804)".

Amendment No. 46

On page 6, line 33, strike out "*".

Amendment No. 47

On page 6, line 44, strike out "(2584, 1961:1804)".

Amendment No. 48

On page 6, line 45, strike out "*".

Amendment No. 49

On page 7, line 4, strike out "(2585)".

Amendment No. 50

On page 7, strike out line 5.

Amendment No. 51

On page 7, line 14, strike out "* (2585.1)".

Amendment No. 52

On page 7, line 18, strike out "(2585.2)".

Amendment No. 53

On page 7, line 23, strike out "* (2551)".

Amendment No. 54

On page 7, line 24, strike out "*".

Amendment No. 55

On page 7, line 25, strike out "(2552)".

Amendment No. 56

On page 7, line 28, strike out "(2553)".

Amendment No. 57

On page 7, line 32, strike out "(2554)".

Amendment No. 58

On page 7, line 36, strike out "(2555)".

Amendment No. 59

On page 7, line 39, strike out "(2556)".

Amendment No. 60

On page 8, line 5, strike out "(2557)".

Amendment No. 61

On page 8, line 12, strike out "(2558)".

Amendment No. 62

On page 8, line 16, strike out "(2559)".

Amendment No. 63

On page 8, line 20, strike out "(2560)".

Amendment No. 64

On page 8, line 28, strike out "(2561)".

Amendment No. 65

On page 8, line 37, strike out "(2563)".

Amendment No. 66

On page 8, line 41, strike out "(2564)".

Amendment No. 67

On page 8, line 46, strike out "(2565)".

Amendment No. 68

On page 8, line 51, strike out "(2566)".

Amendment No. 69

On page 9, line 5, strike out "(2567)".

Amendment No. 70

On page 9, line 9, strike out the first "the" and insert "and".

Amendment No. 71

On page 9, line 11, strike out "(2568)".

Amendment No. 72

On page 9, line 20, strike out "(2569)".

Amendment No. 73

On page 9, line 27, strike out "(2570)".

Amendment No. 74

On page 10, line 7, strike out "(2571)".

Amendment No. 75

On page 10, line 21, strike out "(2572)".

Amendment No. 76

On page 10, line 29, strike out "(2573)".

Amendment No. 77

On page 10, line 37, strike out "(2741)".

Amendment No. 78

On page 10, line 47, strike out "(2742)".

Amendment No. 79

On page 11, line 2, strike out "(2743)".

Amendment No. 80

On page 11, strike out line 7.

Amendment No. 81

On page 11, line 10, strike out "state", and insert "State".

Amendment No. 82

On page 11, line 14, strike out "(2745)".

Amendment No. 83

On page 11, line 30, strike out "*".

Amendment No. 84

On page 11, line 33, strike out "(2586)".

Amendment No. 85

On page 11, line 39, strike out "(2587)".

Amendment No. 86

On page 11, line 51, strike out "(2588)".

Amendment No. 87

On page 12, line 6, strike out "*".

Amendment No. 88

On page 12, line 16, strike out "(2589)".

Amendment No. 89

On page 12, line 26, strike out "(2590)".

Amendment No. 90

On page 12, line 28, strike out "§".

Amendment No. 90.5

On page 12, line 38, strike out "1604", and insert "1603".

Amendment No. 91

On page 12, line 45, strike out "(2591)".

Amendment No. 92

On page 12, line 51, strike out "(2592)".

Amendment No. 93

On page 13, line 9, strike out "(2593)".

Amendment No. 94

On page 13, line 15, strike out "(2594)".

Amendment No. 95

On page 13, line 21, strike out "(2595)".

Amendment No. 96

On page 13, line 32, strike out "(2581, 1961:1077)".

Amendment No. 97

On page 13, line 41, strike out "(2582, 1961:1077)".

Amendment No. 98

On page 13, line 46, strike out "** (2583, 1961:1077)".

Amendment No. 99

On page 13, line 48, strike out "§".

Amendment No. 100

On page 14, line 4, strike out "§".

Amendment No. 101

On page 14, line 5, strike out "(2584, 1961:1077)".

Amendment No. 102

On page 14, line 8, strike out "(2585, 1961:1077)".

Amendment No. 103

On page 14, line 33, strike out "(2595, 1961:1215)".

Amendment No. 104

On page 14, line 35, strike out "§".

Amendment No. 105

On page 14, line 40, strike out "§".

Amendment No. 106

On page 14, line 44, strike out "§".

Amendment No. 107

On page 14, line 46, strike out "§".

Amendment No. 108

On page 14, line 49, strike out "§".

Amendment No. 109

On page 14, line 51, strike out "§ (2596)".

Amendment No. 110

On page 15, line 6, strike out "(2601)".

Amendment No. 111

On page 15, line 25, strike out "(2621)".

Amendment No. 112

On page 15, strike out line 30.

Amendment No. 113

On page 15, line 39, strike out "(2623)".

Amendment No. 114

On page 15, line 43, strike out "(2624)".

Amendment No. 115

On page 15, line 48, strike out "(2625)".

Amendment No. 116

On page 16, strike out line 2.

Amendment No. 117

On page 16, line 9, strike out "(2627)".

Amendment No. 118

On page 16, line 40, strike out "(2641)".

Amendment No. 119

On page 17, line 2, strike out "(2642)".

Amendment No. 120

On page 17, line 7, strike out "(2643)".

Amendment No. 121

On page 17, line 20, strike out "(2644)".

Amendment No. 122

On page 17, line 28, strike out "(2645)".

Amendment No. 123

On page 17, line 32, strike out "(2646)".

Amendment No. 124

On page 17, line 42, strike out "(2647)".

Amendment No. 125

On page 17, line 44, strike out "§".

Amendment No. 126

On page 17, line 49, strike out "§".

Amendment No. 127

On page 18, line 2, strike out "(2648)".

Amendment No. 128

On page 18, line 4, strike out "§".

Amendment No. 128.5

On page 18, line 5, strike out the comma.

Amendment No. 129

On page 18, line 6, strike out "(2649)".

Amendment No. 130

On page 18, line 16, strike out "(2671)".

Amendment No. 131

On page 18, line 29, strike out "(2672)".

Amendment No. 132

On page 18, line 45, strike out "(2673)".

Amendment No. 133

On page 19, line 4, strike out "(2674)".

Amendment No. 134

On page 19, line 15, strike out "(2780)".

Amendment No. 135

On page 19, line 36, strike out "(2781)".

Amendment No. 136

On page 19, line 51, strike out "(2782)".

Amendment No. 137

On page 20, line 11, strike out "(2783)".

Amendment No. 138

On page 20, line 19, strike out "(2784)".

Amendment No. 139

On page 20, line 22, strike out "(2785)".

Amendment No. 140

On page 20, line 39, strike out "(2701)".

Amendment No. 141

On page 20, line 44, strike out "(2702)".

Amendment No. 142

On page 21, line 15, strike out "(2721)".

Amendment No. 143

On page 21, line 23, strike out "(2722)".

Amendment No. 144

On page 21, line 28, strike out "(2723)".

Amendment No. 145

On page 21, line 35, strike out "(2724)".

Amendment No. 146

On page 21, line 46, strike out "(2761)".

Amendment No. 147

On page 22, strike out line 2.

Amendment No. 148

On page 22, line 7, strike out "(2763)".

Amendment No. 149

On page 22, line 10, strike out "(2764)".

Amendment No. 150

On page 22, strike out line 17.

Amendment No. 151

On page 22, line 19, strike out "*".

Amendment No. 152

On page 22, line 21, strike out "(2766)".

Amendment No. 153

On page 22, line 29, strike out "(2767)".

Amendment No. 154

On page 22, strike out line 42.

Amendment No. 155

On page 22, line 44, strike out "4", and insert "3".

Amendment No. 156

On page 22, line 52, strike out "* (5701)".

Amendment No. 157

On page 23, strike out line 3.

Amendment No. 158

On page 23, line 13, strike out "(5708)".

Amendment No. 159

On page 23, line 17, strike out "(5703)".

Amendment No. 160

On page 23, line 20, strike out "(5704)".

Amendment No. 161

On page 23, line 24, strike out "(5705)".

Amendment No. 162

On page 23, strike out line 50.

Amendment No. 163

On page 24, line 17, strike out "(5706.5)".

Amendment No. 164

On page 24, line 25, strike out "(5707)".

Amendment No. 165

On page 25, line 5, strike out "(5709)".

Amendment No. 166

On page 25, line 29, strike out "(5721)".

Amendment No. 167

On page 25, line 33, strike out "§".

Amendment No. 168

On page 25, line 39, strike out "§".

Amendment No. 169

On page 25, line 43, strike out "(5722)".

Amendment No. 170

On page 26, line 5, strike out "(5711)".

Amendment No. 171

On page 26, line 9, strike out "(5712)".

Amendment No. 172

On page 26, line 12, strike out "(5713)".

Amendment No. 173

On page 26, line 24, strike out "(5714)".

Amendment No. 174

On page 26, line 37, strike out "(5715)".

Amendment No. 175

On page 26, line 51, strike out "(5715.1)".

Amendment No. 176

On page 27, line 10, strike out "(5715.2)".

Amendment No. 177

On page 27, line 22, strike out "(5716)".

Amendment No. 178

On page 27, line 25, strike out "(5717)".

Amendment No. 179

On page 27, line 28, strike out "(5718)".

Amendment No. 180

On page 27, line 31, strike out "(5718.5)".

Amendment No. 181

On page 27, line 43, strike out "(5720)".

Amendment No. 182

On page 27, line 51, strike out "(8454, last paragraph)".

Amendment No. 183

On page 28, line 8, strike out "(7751)".

Amendment No. 184

On page 28, line 12, strike out "(7801)".

Amendment No. 185

On page 28, line 21, strike out "(7802)".

Amendment No. 186

On page 28, line 25, strike out "(7803)".

Amendment No. 187

On page 28, line 28, strike out "(7804)".

Amendment No. 188

On page 28, line 31, strike out "(7805)".

Amendment No. 189

On page 28, line 34, strike out "(7806)".

Amendment No. 190

On page 28, line 40, strike out "(7807)".

Amendment No. 191

On page 28, strike out line 47.

Amendment No. 192

On page 28, line 48, strike out "5", and insert "4".

Amendment No. 193

On page 29, line 4, strike out "(15651)".

Amendment No. 194

On page 29, line 10, strike out "(15652)".

Amendment No. 195

On page 29, line 19, strike out "(15653)".

Amendment No. 196

On page 29, line 25, strike out "(17004)".

Amendment No. 197

On page 29, line 27, strike out "6", and insert "5".

Amendment No. 198

On page 29, line 39, strike out "(5710)".

Amendment No. 199

On page 29, line 45, strike out "(5719)".

Amendment No. 200

On page 29, strike out line 51.

Amendment No. 201

On page 30, line 35, strike out "(20802)".

Amendment No. 202

On page 30, line 45, strike out "8".

Amendment No. 203

On page 31, line 2, strike out "8".

Amendment No. 204

On page 31, line 2, strike out "(2790)".

Amendment No. 205

On page 31, line 23, strike out "(2791)".

Amendment No. 206

On page 31, line 28, strike out "8".

Amendment No. 207

On page 31, line 29, strike out "(22200)".

Amendment No. 208

On page 31, line 32, strike out "(22201)".

Amendment No. 209

On page 31, line 34, strike out "§".

Amendment No. 210

On page 31, line 40, strike out "§".

Amendment No. 211

On page 32, line 4, strike out "§".

Amendment No. 212

On page 32, line 5, strike out "§".

Amendment No. 213

On page 32, line 13, strike out "§".

Amendment No. 214

On page 32, line 35, strike out "§".

Amendment No. 215

On page 32, line 38, strike out "§".

Amendment No. 216

On page 32, strike out line 39.

Amendment No. 217

On page 32, line 40, strike out "§".

Amendment No. 218

On page 32, line 49, strike out "§".

Amendment No. 219

On page 33, line 23, strike out "§".

Amendment No. 219.5

On page 33, line 25, strike out "§".

Amendment No. 220

On page 33, line 28, strike out "(22203)".

Amendment No. 221

On page 33, line 37, strike out "(22204)".

Amendment No. 222

On page 33, line 50, strike out "(22205)".

Amendment No. 223

On page 34, line 2, strike out "(22206)".

Amendment No. 224

On page 34, line 7, strike out "§".

Amendment No. 225

On page 34, line 12, strike out "§".

Amendment No. 226

On page 34, line 17, strike out "(22207)".

Amendment No. 227

On page 34, line 22, strike out "(22208)".

Amendment No. 228

On page 34, line 25, strike out "(22209)".

Amendment No. 229

On page 34, line 32, strike out "(22210)".

Amendment No. 230

On page 34, line 37, strike out "(22211)".

Amendment No. 231

On page 34, line 42, strike out "(22212)".

Amendment No. 232

On page 34, line 47, strike out "(22213)".

Amendment No. 233

On page 35, line 4, strike out "(22214)".

Amendment No. 234

On page 35, strike out line 14.

Amendment No. 235

On page 35, line 23, strike out "*".

Amendment No. 236

On page 35, line 25, strike out "(22216)".

Amendment No. 237

On page 35, line 30, strike out "*".

Amendment No. 238

On page 35, line 33, strike out "(22217)".

Amendment No. 239

On page 35, line 37, strike out "(22218)".

Amendment No. 240

On page 35, line 41, strike out "(22219)".

Amendment No. 241

On page 35, line 46, strike out "(22220)".

Amendment No. 242

On page 35, line 52, strike out "(22221)".

Amendment No. 243

On page 36, line 4, strike out "(22222)".

Amendment No. 244

On page 36, line 24, strike out "(22223)".

Amendment No. 245

On page 36, line 28, strike out "(22224)".

Amendment No. 246

On page 36, line 38, strike out "*".

Amendment No. 247

On page 36, strike out line 40.

Amendment No. 248

On page 36, line 47, strike out "(22226)".

Amendment No. 249

On page 37, line 5, strike out "(22227)".

Amendment No. 250

On page 37, line 11, strike out "(22228)".

Amendment No. 251

On page 37, strike out line 15.

Amendment No. 252

On page 37, line 22, strike out "(22230)".

Amendment No. 253

On page 37, line 26, strike out "(22231)".

Amendment No. 254

On page 37, line 36, strike out "(22232)".

Amendment No. 255

On page 37, line 46, strike out "(22233)".

Amendment No. 256

On page 37, line 49, strike out "*".

Amendment No. 257

On page 37, line 52, strike out "(22234)".

Amendment No. 258

On page 38, line 2, strike out "*".

Amendment No. 259

On page 38, line 8, strike out "(22235)".

Amendment No. 260

On page 38, line 18, strike out "(22236)".

Amendment No. 261

On page 38, line 25, strike out "*".

Amendment No. 262

On page 38, line 26, strike out "(22237)".

Amendment No. 263

On page 38, line 34, strike out "(22238)".

Amendment No. 264

On page 38, line 40, strike out "(22239)".

Amendment No. 265

On page 38, line 45, strike out "(22240)".

Amendment No. 266

On page 38, line 47, strike out "(22241)".

Amendment No. 267

On page 38, line 49, strike out "*".

Amendment No. 268

On page 38, line 51, strike out "(22242)".

Amendment No. 269

On page 39, line 2, strike out "*".

Amendment No. 270

On page 39, line 11, strike out "(22243)".

Amendment No. 271

On page 39, line 15, strike out "*".

Amendment No. 272

On page 39, strike out line 18.

Amendment No. 273

On page 39, line 36, strike out "(22245)".

Amendment No. 274

On page 39, line 39, strike out "(22246)".

Amendment No. 275

On page 39, line 41, strike out "*".

Amendment No. 276

On page 39, line 48, strike out "*".

Amendment No. 277

On page 40, line 2, strike out "(22247)".

Amendment No. 278

On page 40, line 5, strike out "(22248)".

Amendment No. 279

On page 40, line 14, strike out "(22249)".

Amendment No. 280

On page 40, line 18, strike out "§".

Amendment No. 281

On page 40, line 24, strike out "(22250)".

Amendment No. 282

On page 40, line 25, after "operation", insert a comma.

Amendment No. 283

On page 40, line 30, strike out "(22251)".

Amendment No. 284

On page 40, line 37, strike out "(22252)".

Amendment No. 285

On page 40, line 41, strike out "(22253)".

Amendment No. 286

On page 40, line 46, strike out "(22254)".

Amendment No. 287

On page 40, line 48, strike out "§".

Amendment No. 288

On page 40, line 52, strike out "(22255)".

Amendment No. 289

On page 41, line 3, strike out "§".

Amendment No. 290

On page 41, line 6, strike out "§".

Amendment No. 291

On page 41, line 13, strike out "(22256)".

Amendment No. 292

On page 41, line 20, strike out "(22256.5)".

Amendment No. 293

On page 41, line 25, strike out "§ (22257)".

Amendment No. 294

On page 41, line 29, strike out "§".

Amendment No. 295

On page 41, line 31, strike out "(22258)".

Amendment No. 296

On page 41, line 43, strike out "§".

Amendment No. 297

On page 41, line 46, strike out "§ (22259)".

Amendment No. 298

On page 41, line 48, strike out "§".

Amendment No. 299

On page 42, line 2, strike out "§".

Amendment No. 300

On page 42, line 4, strike out "§".

Amendment No. 301

On page 42, line 11, strike out “*”.

Amendment No. 302

On page 42, line 14, strike out “(22260)”.

Amendment No. 303

On page 42, line 17, strike out “*”.

Amendment No. 304

On page 42, line 23, strike out “*”.

Amendment No. 305

On page 42, line 27, strike out “*”.

Amendment No. 306

On page 42, line 31, strike out “(22261)”.

Amendment No. 307

On page 42, line 33, strike out “*”.

Amendment No. 308

On page 42, line 36, strike out “*”.

Amendment No. 309

On page 42, line 44, strike out “*”.

Amendment No. 310

On page 43, line 2, strike out “*”.

Amendment No. 311

On page 43, strike out line 3.

Amendment No. 312

On page 43, line 5, strike out “*”.

Amendment No. 313

On page 43, line 10, strike out “*”.

Amendment No. 314

On page 43, line 10, strike out “(22263)”.

Amendment No. 315

On page 43, line 16, strike out “*”.

Amendment No. 316

On page 43, line 21, strike out “(22264)”.

Amendment No. 317

On page 43, line 30, strike out “(22265)”.

Amendment No. 318

On page 43, line 33, strike out “*”.

Amendment No. 319

On page 43, line 33, strike out “(22266)”.

Amendment No. 320

On page 43, strike out lines 34 to 51, inclusive.

Amendment No. 321

On page 44, line 1, strike out “6”, and insert “3”.

Amendment No. 322

On page 44, line 33, strike out “(See new Sec. 25512)”.

Amendment No. 323

On page 44, line 34, strike out “7”, and insert “4”.

Amendment No. 324

On page 44, line 48, strike out “(See new Sec. 25424)”.

Amendment No. 325

On page 44, line 49, strike out "8", and insert "5".

Amendment No. 326

On page 45, line 3, strike out "(See new Sec."

Amendment No. 327

On page 45, strike out line 4.

Amendment No. 328

On page 45, line 5, strike out "9", and insert "6".

Amendment No. 329

On page 45, strike out line 12.

Amendment No. 330

On page 45, line 13, strike out "10", and insert "7".

Amendment No. 331

On page 45, line 19, strike out "(See new Sec. 25531.5)".

Amendment No. 332

On page 45, line 20, strike out "11", and insert "8".

Amendment No. 333

On page 46, line 3, strike out "(See new Sec. 25541.5)".

Amendment No. 334

On page 46, line 4, strike out "12", and insert "9".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, February 14, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 68

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 68

Senator Weingand moved that Senate Bill No. 68 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 68—An act to amend Sections 6812 and 6816 of the Education Code, relating to children with defective hearing.

Bill read second time.

Motion to Amend

Senator Weingand moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 6822 to".

Amendment No. 2

On page 1, strike out lines 13 to 18, inclusive, and insert

"Minors who are deaf or hard of hearing, as defined by the State Board of Education, and between the ages of three and six years may be admitted at school for individual instruction, provided there are fewer than five such educable minors in the community making the establishment of a special day class impracticable,

or the establishment of a special day class for such minors is impracticable because there are fewer than five such minors in the community within reasonable travel distance of a school suitable for the establishment of such a special day class, and provided, further, that such instruction is afforded by a teacher possessing full qualifications for the credential to teach deaf pupils as prescribed by the regulations of the State Board of Education."

Amendment No. 3

On page 2, lines 13 and 14, strike out "or in the home".

Amendment No. 4

On page 2, after line 23, insert

"SEC. 3. Section 6822 is added to said code, to read:

6822. The State Department of Education shall create the position of and make annual budget provisions for a visiting teacher to deaf or hard-of-hearing children, as defined by the State Board of Education, of preschool age. With the consent of the parents it shall be the duties of such visiting teacher to assist and instruct the parents in the early care and training of said child, to promote communication skills in the child, and to do everything which will assure the child's physical, mental, social and communication development. Such visiting teacher may visit such parents and child until the child becomes six years of age or is enrolled in a program of individual instruction in school, in a special day class or school, in a state school for the deaf, or in an approved private school for the deaf. The visiting teacher shall not visit the parents or the deaf or hard-of-hearing child if such child is three years of age or over and is one of five such educable children in the community within reasonable travel distance from a site at which a special day class for such minors could reasonably be established. The visiting teacher provided for in this section shall possess full qualifications for the credential to teach deaf pupils as prescribed by the regulations of the State Board of Education."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

President pro Tempore of the Senate Presiding

At 11.14 a.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 30—An act to add Chapter 6 (commencing with Section 28100) to Division 12 of the Vehicle Code, relating to Vehicle Equipment Safety Compact.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 8, line 29, of the printed bill, after "effect", insert "nor be admissible as evidence in any court or administrative hearing".

Amendment No. 2

On page 8, line 30, strike out "act of", and insert "statute enacted by".

Amendment No. 3

On page 9, line 1, after "the", insert "Highway Transportation Agency, and at the request of such agency, the other".

Amendment No. 4

On page 9, line 5, strike out "The", and insert "Such".

Amendment No. 5

On page 9, line 16, strike out "submit", and insert "transmit".

Amendment No. 6

On page 9, line 17, after "Agency", insert "for submission to and approval by the Legislature".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 25—An act relating to the tide and submerged lands granted to the City of Vallejo by Chapter 310 of the Statutes of 1913, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 4 of the printed bill, strike out lines 36 to 38, inclusive, and insert "continued thereafter, the right, title, and interest of the city in and to said lands shall cease and said lands shall revert and rest in the State."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 35—An act to add Section 13109.2 to the Government Code, relating to letting of state property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Government Efficiency:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "state agency involved", and insert "Department of Corrections".

Amendment No. 2

On page 1, line 5, strike out "a public agency", and insert "the City of Vacaville".

Amendment No. 3

On page 1, line 9, strike out "an activity is conducted by the State", and insert "is located the Medical Facility".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 19—An act to add Section 118.1 to the Welfare and Institutions Code, relating to public assistance recipients.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1 of the printed bill, after line 17, insert "This section shall not be construed to require a state, county, or local agency to release any information that is required by federal law to be kept confidential."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 64—An act to add Section 253 and Article 3 (commencing with Section 300) to Chapter 2 of Division 1 of, and to repeal Section 253 and Article 3 (commencing with Section 300) of Chapter 2 of Division 1 of, the Streets and Highways Code, relating to routes on the state highway system.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 21—An act to amend Section 27320 of the Government Code, relating to recordation of documents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2—An act to amend Section 32221 of the Health and Safety Code, relating to hospital districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, Pittman, Quick, Rattigan, Rees, Rodda, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—Senators Bradley and Schrade—2.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, Pittman, Quick, Rattigan, Rees, Rodda, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—Senators Bradley and Schrade—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 20—An act to add Sections 27360.5, 27361.7, and 27361.8 to the Government Code, relating to recordation of documents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, Pittman, Quick, Rattigan, Rees, Rodda, Schrade,

Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 14—An act to amend Sections 12502, 12504, 12505, 12518, 12805, 12806, 12809, 13363 of, and to add Section 246 to, and Chapter 6 (commencing with Section 15000) to Division 6 of, the Vehicle Code, relating to a compact with various states and the issuance and control of driver's licenses.

Bill read third time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 33, of the printed bill, as amended in Senate February 13, 1963, strike out "15022", and insert "15023".

Amendment No. 2

On page 5, line 6, strike out "15021, 15022 and 15023", and insert "15022, 15023, and 15024".

Amendment No. 3

On page 7, line 1, strike out "15021", and insert "15022".

Amendments read, and adopted.

Bill ordered printed.

MOTION TO RE-REFER SENATE BILL NO. 14

Senator Collier moved that Senate Bill No. 14 be re-referred to Committee on Finance.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator Regan:

Senate Resolution No. 59

Relating to the observance of Law Day, U.S.A.

WHEREAS, The President of the United States has proclaimed May 1, 1963, as Law Day, U.S.A.; and

WHEREAS, The purpose of Law Day is to foster a deep respect for law and an awareness of its essential place in American life, as well as to encourage efforts to bring about an extension of law as an instrument of world peace and orderly progress in all international relationships for the future benefit of mankind; and

WHEREAS, It is most appropriate that May 1st should be set aside to reflect on the importance to our freedom of the orderly growth and administration of law for that is a day of particular significance to other nations which believe in might, not right; and

WHEREAS, This is reflected in the theme chosen for the 1963 Law Day observance: "LAW, Rule of Right, Not Might"; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of this Senate urge the people of California to actively participate in observances marking Law Day as a public demonstration of their belief in law as the keystone of peace and order in our state, national and international life; and be it further

Resolved, That the Secretary of the Senate is hereby directed to send copies of this resolution to the President of the State Bar of California and to the President of the American Bar Association.

Resolution read, and referred to Committee on Rules.

By Senator Weingand:

Senate Resolution No. 60

Relating to an interim study of county grand juries

WHEREAS, The members of the Grand Jury are selected from the citizenry of the county; and

WHEREAS, The panel of prospective jurors is selected by the superior court judges from the citizenry; and

WHEREAS, The actual jury is drawn by lot from the panel so selected by the judges; and

WHEREAS, Investigation will determine whether the terms of grand jurors should be on a staggered basis, with no juror serving longer than a one-year period; and

WHEREAS, Statutory provision governing grand juries should be amended to provide for the modernization of the duties and functions of such bodies so that grand juries could operate more efficiently; and

WHEREAS, Grand juries should be empowered to employ such outside investigators and interrogators as may be required outside of the normal scope of the district attorney's office, and the county should be required to pay the cost of employing such persons; and

WHEREAS, Comments of county boards of supervisors, in answer to recommendations of county grand juries, should be made at a public hearing; now, therefore be it

Resolved by the Senate of the State of California, That the Senate Rules Committee is directed to assign to the appropriate Senate permanent factfinding committee the subject matter of this resolution for study of the problems referred to herein, and that such committee report thereon to the Senate by not later than the 30th calendar day of the 1965 Regular Session, including in the report its recommendations for appropriate legislation.

Resolution read, and referred to Committee on Judiciary.

By Senator Holmdahl:

Senate Resolution No. 61

Relative to congratulating William F. Knowland

WHEREAS, It is with the most sincere and profound pleasure that the Members of the Senate of the State of California have learned that William F. Knowland, the distinguished editor and assistant publisher of the *Oakland Tribune*, has been named Oakland's "Outstanding Citizen of 1962" for his long-standing personal efforts in the field of public service; and

WHEREAS, This award, which is sponsored by the Oakland Inter-Service Club Council and the Oakland Chamber of Commerce, is intended to give public recognition to citizens who give freely of their time, talents, and funds to civic work and to inspire others to enter this field of service; and

WHEREAS, There are but few men in the history of this State who have given so freely and unselfishly of their time, talents, and funds in the service of their fellow man, and but fewer still who have been as able and done as effective a job, as William F. Knowland; and

WHEREAS, His exemplary record of public service encompasses outstanding service as a Member of the Assembly and Senate of the California Legislature; a Member of the United States Senate for 13 years, during the course of which he served with distinction as both the majority and minority leader; and as Representative of the United States to the Eleventh Session of the General Assembly of the United Nations; and

WHEREAS, His nomination to be "Oakland's Outstanding Citizen for 1962," which was submitted by several groups, included the following citations of his beyond-the-call-of-duty public services in 1962:

"As editor, assistant publisher and general manager of the *Oakland Tribune*, he gave leadership and promotion which carried a large number of civic and humanitarian projects to success, including the rapid transit issue, and advanced others including the Oakland-Alameda County Coliseum Inc. multipurpose facility, the Oakland Museums complex, the United Crusade and the Boy Scouts campaign for new camp facilities. Without this publicity and encouragement, many of these all-important projects would have failed.

"To the solving of Oakland's civic and welfare problems he gave freely of the vast knowledge and experience he attained in a political career that was climaxed by his selection as the majority leader of the world's most powerful body, the United States Senate.

"His civic roles in 1962 included: Director and member of the executive committee of the Oakland Chamber of Commerce; secretary of Oakland-Alameda County Coliseum Inc.; chairman of the Regional Committee for Better Service at Oakland Inter-

national Airport; chairman of the Oakland Central Business District Committee; foreman of the Alameda County Grand Jury; member of the Board of Directors of California State Chamber of Commerce; member Board of Governors, Bay Area Council; and key roles in a host of other committees and organizations that worked for a bigger and better Oakland and for the welfare of the citizenry;" and

WHEREAS, William F. Knowland is deserving of the highest commendation for his dedicated and devoted public service; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate of the State of California do hereby extend their heartiest congratulations to William F. Knowland upon his selection as Oakland's "Outstanding Citizen of 1962" and commend him for his exemplary record of service to his fellow man; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to William F. Knowland.

Resolution read, and unanimously adopted on motion of Senator Holmdahl.

By Senator Holmdahl:

Senate Resolution No. 62

Commending H. P. Gleason

WHEREAS, H. P. Gleason has retired as Sheriff of Alameda County after 20 years of service in that role; and

WHEREAS, Sheriff Gleason initiated advancements in law enforcement and rehabilitation, including the establishment of the Santa Rita Rehabilitation Center, which was rated the outstanding county jail in the nation by the Federal Bureau of Prisons, of adult education in the county jail for inmates, of alcoholic and narcotic clinics, of full-time staff positions of chaplain, psychiatrist and criminalist, and of the Northern California Regional Police School; and

WHEREAS, These advancements brought world-wide attention to law enforcement in the State of California; and

WHEREAS, Sheriff Gleason served as a member of the Governor's Law Enforcement Advisory Committee, and as president of the State and National Sheriff's Associations and of the State Peace Officers' Association; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate hereby commend H. P. Gleason for his outstanding service as a peace officer and humanitarian and wish him well in his retirement; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to H. P. Gleason.

Resolution read, and unanimously adopted on motion of Senator Holmdahl.

Assistant Secretary George B. Beattie at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 704: By Senator Sturgeon—An act to amend Section 711 of the Unemployment Insurance Code, relating to nonprofit organizations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 705: By Senators Bradley and Nisbet—An act to amend Section 25371 of, and to add Sections 25371.5, 25371.6, 53815, 53816, and 53892.2 to the Government Code, relating to financing county capital improvements.

Referred to Committee on Local Government.

Senate Bill No. 706: By Senator Arnold—An act to add Section 14672.1 to the Revenue and Taxation Code, relating to inheritance tax proceedings.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 707: By Senator Arnold—An act to add Section 13673 to the Revenue and Taxation Code, relating to joint tenancies under the Inheritance Tax Law.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 708: By Senator Arnold—An act to amend Section 15807 of the Revenue and Taxation Code, relating to gift tax determinations.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 709: By Senator Arnold—An act to amend Section 13303 of the Revenue and Taxation Code, relating to definition of "estate" or "property".

Referred to Committee on Judiciary.

Senate Bill No. 710: By Senator Arnold—An act to amend Section 15402 of the Revenue and Taxation Code, relating to gift tax annual exemption.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 711: By Senator Holmdahl—An act to add Section 1405.1 to the Education Code, relating to junior college districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 712: By Senator Quick—An act to amend Sections 911.2, 912, 913, 914, 915, 915.5, 916, 916.5, and 919 of the Agricultural Code, relating to agricultural and vegetable seeds.

Referred to Committee on Agriculture.

Senate Bill No. 713: By Senator Rees—An act to amend Section 656 of the Agricultural Code, relating to the purchase of colored oleomargarine for state institutions.

Referred to Committee on Agriculture.

Senate Bill No. 714: By Senator Arnold—An act to amend Sections 506, 568, 656, 663, 725, 727, 729, and 781 of the Welfare and Institutions Code, relating to juvenile courts.

Referred to Committee on Judiciary.

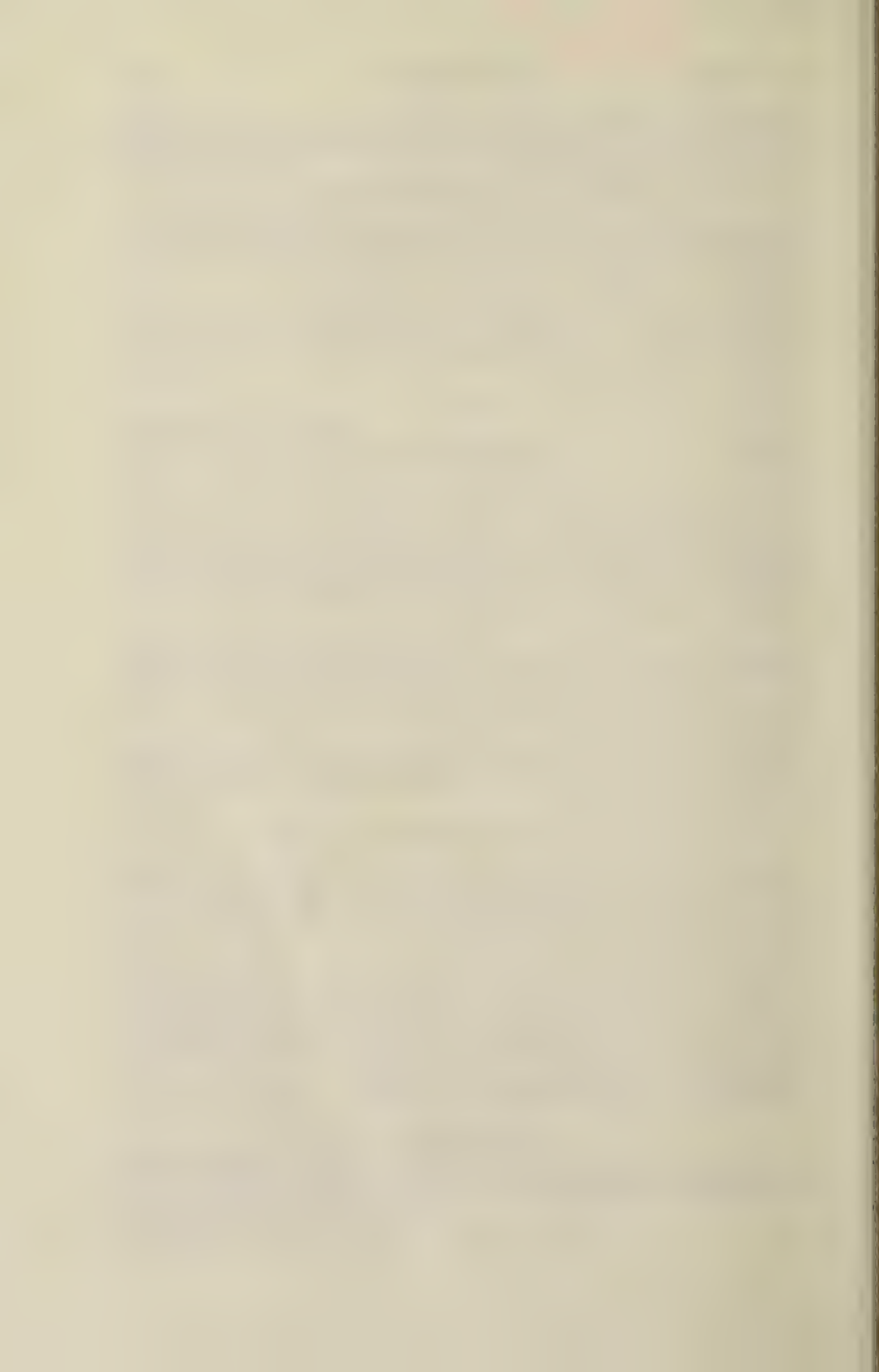
Senate Concurrent Resolution No. 27: By Senators Cobey, Burns, Stiern, Donnelly, Way, Short, and Williams (Coauthors: Assemblymen Winton, Frew, Williamson, Zenovich, Garrigus, Monagan, Vene-man, and Casey)—Relative to a study of the facilities for removal of drainage water from the San Joaquin Valley.

Referred to Committee on Water Resources.

ADJOURNMENT

At 11.37 a.m., on motion of Senator Williams, the President declared the Senate adjourned until 3 p.m., Monday, February 18, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-FIFTH LEGISLATIVE DAY

THIRTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, February 18, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord God Omnipotent, We lift up our hearts and minds to Thee, O Lord, this day an oblation of self-offering, so that we here and now may in part, fulfill the ancient prophecy, that from the rising of the sun to the going down thereof Thy name shall be great among the Gentiles and in every place there shall be offered to Thee a clean oblation. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Cameron led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator McCarthy, on motion of Senator Burns, on personal business.
Senator Petersen, on motion of Senator Burns, on personal business.
Senator Regan, on motion of Senator Burns, on personal business.
Senator Short, on motion of Senator Burns, on legislative business.
Senator Gibson, on motion of Senator Cameron, on personal business.
Senator Teale, on motion of Senator O'Sullivan on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Jacksonville, Moccasin, Groveland, and Hardin Flat Schools of Tuolumne County on Friday, February 15, 1963: *Adults*—Mrs. Black, Mrs. Macdonald, Mrs. Eisenbauer, Mrs. Buck, James Tyler, Gilbert Smith, and Wendell K. Woodthorp. *Jacksonville School*: Pamela Jenkins, George Kline, Janice Godfrey, Larry Emberton, Barbara Renfre, Vincent Freeman, and Debbie Jenkins. *Moccasin School*: Nancy La Lime, Bonnie McLennan, Charlene Weimer, Diana Cummings, and Rick Rickson. *Groveland School*: James Adler, Skip Anser, Andy Elder, Glenn Grey, Gregory Henley, Bruce McVay, Leslie Miller, Martin Rea, Bob Ison, Shirley Barnhart, Lona Fausette, Linda Fuller, Janice Green, Joyce Green, Robin Navarro, Brenda Tyler, Mike Buck, Steve Carnahan, Scott Dye, Jack Eisenbauer, Harold Hall, Lee MacDonald, Danny Unsicker, Cathy Black, Ada Gilkey, Beth Goodson, Ellen Holm, Marcia Lumsden, Shirley Lunsford, and Margaret Webb. *Hardin Flat School*: Fay RossKamp, Luanna Bussler, and Hilda White.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Vincent Elementary School: *Adults*—Mr. Cosner, Mrs. Chandler, and Mr. Date. *Students*: Danny Bettencourt, Randy Bonander, Kenneth Chandler, Laura Date, Shirley Flower, Patsy Hickman, Phyllis Jantz, Stanley Jantz, Becky Koop, Donna Koop, Gary Koop, Janet Miyamoto, Linda Miyamoto, Angela Sanchez, Susan Shelansky, Cynthia Thomas, Pamela Thomas, and Christine Wright.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Ballico Elementary School of Merced County: *Adults*—Mrs. Eunice King, teacher; Mr. William McGowan, Mr. and Mrs. Don Ferrari, Mr. and Mrs. Kazumi Kajioka, Mr. and Mrs. Seio Masuda, Mrs. Janet Cherry, Mrs. Eudora Kruppa, and Mr. Robert Lettmann. *Students*: Ted Blaine, Patrick Cherry, Ronnie Faulkner, Guy Franklin, Dan Harden, Stanley Jackson, David Johnson, Donald Johnson, Michael Masuda, David Morimoto, Clifton Piper, Louie Pombo, John Reichle, Brian Runner, Paul Schmidt, Leonard Turner, Billy Vines, Michael Wynn, James Weathers, Lester Yamaguchi, Linda Ferrari, Barbara Lettmann, Suzanne Kajioka, Sally Reed, and Candice Toyoda.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Keyes Union Elementary School of Stanislaus County: *Adults*: Miss Judy Branson, Mrs. Ray Beevers, Mrs. Roy Baptista, Mrs. Elven Mitchell, Mrs. George Baker, Mr. George Tanquary, Mr. Randall Smith, Mr. Ralph Moran, and Mrs. Clifford Case. *Pupils*: Sam Bartlett, Bob Beevers, Sam Beevers, Bill Bradley, Lanny Branson, Dennis Brazil, Ed Case, Bill Christopher, Richard Crossman, Larry Cullum, Mike Dugger, Wayne Harlan, Harrell Harmon, David Kent, Mike Mitchell, Henry Snapp, Mike Snow, Wayne Taylor, John Tennison, Dennis Tennison, Steve Tyree, Clifton Hargis, Grady Weston, Paulette Baptista, Betty Barker, Beverly Bettencourt, Margo Bargas,

Carolyn Garcia, Barbara Garrett, Sandra Garrett, Eliene Graves, Linda Greer, Jeanette Hayes, Linda Johnson, Barbara Mills, Martha Snow, Diana Texiera, Joan Williams, Diane Hargis, Darlene Templeton, and Phyllis Devers.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Lagunitas District School of San Geronimo: *Adults*: Mr. Harry Roche and Miss Mary Anne Kolanoski. *Students*: James Carrigan, Ronald Chadwick, Edward Edmonson, Charles Feigle, Robert Horton, Donald Hubbard, Thomas Hunter, Kenneth Kondratieff, Thor LaDoux, Dirk Petersen, Michael Rooney, Marc Schmid, Steven Steen-Larsen, Michael Umphenour, Stephen Von Bina, John A. Young, Ricky Stewart, Mark Rasmussen, Ruth Bellefeuille, Maxine Biedron, Judy Ann Davison, Catherine Frank, Mary Gilstrap, Sherry Lawson, Josie LeCount, Carol Magnus, Carol Manning, Theresa Nielsen, Linda Raffety, Pamela Keek, Sandra Sanders, Kay Tureman, Linda Weaver, Linda Benz, Stephen Helberg, Clayton Vaughn, David Weaver, Vicki Newcomb, and Sandra Wagner.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Washington Elementary School of Winton: Gary Borba, Barbara Branco, Greg Brannon, Linda Graham, Sylvia Latham, Brian Ratzlaff, Lorraine Souza, Dennis Williamson, Joene Leonardo, Charles Mayes, Donald Pettitt, Susan Pettitt, Mark Schelby, Sharon Wolff, Jane Thayer, Shirley Wolff, Evelyn Bettencourt, Patrick Brannon, Paulette Brown, Peggy Clark, Fred Fisher, and Paul Leonardo. *Adults*: Josephine Wolff, Aletha Schelby, Ruth Kuhlman, Evelyn Bettencourt, and Carl Ditch.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Joel E. Mooney, teacher; and the following students of Falls Elementary School of Suisun: Ada Bond, Peter Bosco, John Canova, Melbourne Kimsey, Rebecca Rhodes, and Reed Yoder.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Thomas P. Konicek and Mr. and Mrs. William J. McNeany of Santa Rosa.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor Norman Murray of Bellflower.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Laun Reis of Oroville.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Krabiell of Ojai.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Marie Gecan Albach of Palo Alto.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to District Attorney Woodruff J. Deem of Ventura County.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, February 18, 1963

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

JULIUS MIDDLEBURY, resident of 12543 Everglade Street, Los Angeles; member of the Industrial Accident Commission since June 15, 1959;

Member, Industrial Accident Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

EDWIN KOSTER, resident of 7 Lasso Loop, Star Route, Smartville, former Deputy State Master of the California Grange; member of the Executive Committee of the Irrigation District Association of California; manager of the Nevada Irrigation District, Nevada County;

Member, California Water Commission, vice George C. Fleharty, resigned, for the term prescribed by law, ending January 15, 1965.

GEORGE C. FLEHARTY, resident of 1365 East Brandywine, Fresno, former mayor of Redding; former member of the California Water Commission; served on the Recreation Commission in 1959;

Member, State Park Commission, vice Joseph C. Houghteling, resigned, for the term prescribed by law, ending January 15, 1967.

FRANCIS DUNN, resident of 30528 Hoylake, Hayward, former assemblyman from the 13th district; former Alameda County Supervisor; chairman of the Education Committee of the National Association of County Officials; chairman of the Highway Committee of the State Supervisors' Association; former chairman of the Bay Area Air Pollution Control District; chairman of the Alameda County Highway Advisory Committee;

Chief of the Division of Housing, Department of Industrial Relations, vice Lowell Nelson, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

LOWELL NELSON, resident of 1738 Alabama Street, Vallejo; former Chief of the Division of Housing, Department of Industrial Relations; former secretary of the Solano County Central Labor Council and business manager of the Solano County Building Trades Council; vice president of the California State Federation of Labor for 16 years; veteran member of the executive board of the State Building Trades Council;

Member, California Unemployment Insurance Appeals Board, vice Ernest B. Webb, resigned, for the term prescribed by law, ending September 1, 1965.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted as amended:

Senate Concurrent Resolution No. 15

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By **BILL GREENE**, Assistant Clerk

Message read.

MOTION TO RE-REFER SENATE CONCURRENT RESOLUTION NO. 15

Senator Burns moved that Senate Concurrent Resolution No. 15 and the Assembly amendments be re-referred to Committee on Rules.

Motion carried.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 30

Assembly Bill No. 77

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By BILL GREENE, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 30—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 77—An act to amend Sections 2898 and 2901.5 of, and to add Section 10815 to, the Education Code, relating to attendance of public school pupils.

Referred to Committee on Education.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 31

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By BILL GREENE, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 31—Approving certain amendments to the Charter of the City of Chula Vista, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on April 10, 1962.

Request for Unanimous Consent

Senator Schrade asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 31, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 31

Assembly Concurrent Resolution No. 31—Approving certain amendments to the Charter of the City of Chula Vista, State of California, voted for and ratified by the qualified electors of said city at the regular municipal election held therein on April 10, 1962.

Resolution read, and presented by Senator Schrade.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino,

McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.
NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 14, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 22—Approving an amendment to the Charter of the City of Mountain View, a municipal corporation in the County of Santa Clara, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the statewide election held therein on November 6, 1962;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 14th day of February, 1963, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, February 15, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 19

Senate Bill No. 25

Senate Bill No. 35

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 19, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 30

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, February 18, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 114

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

COBEY, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Judiciary

SENATE CHAMBER, February 18, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 112

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Rules.

CHRISTENSEN, Acting Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, February 18, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 134

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass, as amended, and be placed on the Consent Calendar.

CHRISTENSEN, Acting Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 18, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 33

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CHRISTENSEN, Acting Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 18, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 56

Senate Bill No. 101

Senate Bill No. 86

Senate Bill No. 111

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

CHRISTENSEN, Acting Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, February 18, 1963

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 13

Assembly Joint Resolution No. 12

Senate Resolution No. 38

Assembly Concurrent Resolution No. 23

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Local Government

SENATE CHAMBER, February 18, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 70

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, February 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Elections, to which was referred:

Senate Bill No. 58

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RODDA, Chairman.

MOTION TO AMEND SENATE BILL NO. 58

Senator Donnelly moved that Senate Bill No. 58 be amended and re-referred to Committee on Elections.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)**Senate Bill No. 58**—An act to amend Sections 19593, 20804.3, and 21701.5 of the Education Code, and Section 23313 of the Elections Code, relating to school district elections.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out the comma, and insert "of".

Amendment No. 2

On page 2, line 2, strike out the comma, and insert "of".

Amendment No. 3

On page 2, line 10, strike out the comma, and insert "of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 2, strike out lines 17 to 26, inclusive, and insert:
 "23313. [Notwithstanding the provisions of Sections 19593, 20804.3, and 21701.5 of the Education Code, where] *Where* the precinct boundaries of a school district do not fully coincide with the boundaries of the precincts established for [the direct primary] *a statewide* election, any school district election governed by [those sections] *Sections 19593, 20804.3, and 21701.5 of the Education Code* shall be either partially or completely consolidated with the [direct primary] *statewide* election. Such partial or complete consolidation shall constitute full compliance with the requirements of Sections 19593, 20804.3, and 21701.5 of the Education Code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, February 11th; Tuesday, February 12th; Wednesday, February 13th; and Thursday, February 14th, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 75

Senator Rattigan moved that Assembly Bill No. 75 be withdrawn from Committee on Local Government and re-referred to Committee on Education.

Motion carried.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Collier:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, February 18, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 344—An act to amend Sections 7351, 7653, 7654, and 8651 of, and to add Section 7351.5 to, the Revenue and Taxation Code, to amend Sections 9250, 9253, and 9400 of, and to add Section 9401 to, the Vehicle Code, and to amend the heading of Chapter 1 (commencing with Section 2000) of Division 3, and Sections 195, 2004.5, 2104, 2107.5, 2110, 2117.5, and 2152 of, to add Sections 186.1, 186.2, 186.3, 186.4, 186.5, 186.6, 186.7, 186.8, and 2105 to, and to repeal Chapter 2 (commencing with Section 2050) of Division 3, and Sections 2000, 2001, 2002, 2003, 2004, 2005, 2105, 2106, 2110.5, 2111, 2113, 2114, 2115, 2116, and 2117 of, the

Streets and Highways Code, to provide a system of county and city streets, roads, and highways and for the financial support thereof, including the levying of taxes and fees therefor.

Respectfully submitted,

SENATOR COLLIER

Recommendation of Committee on Rules

SENATE CHAMBER, February 18, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Collier:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 344.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 344

Senator Collier moved that Senate Bill No. 344 be withdrawn from Committee on Transportation for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 344—An act to amend Sections 7351, 7653, 7654, and 8651 of, and to add Section 7351.5 to, the Revenue and Taxation Code, to amend Sections 9250, 9253, and 9400 of, and to add Section 9401 to, the Vehicle Code, and to amend the heading of Chapter 1 (commencing with Section 2000) of Division 3, and Sections 195, 2004.5, 2104, 2107.5, 2110, 2117.5, and 2152 of, to add Sections 186.1, 186.2, 186.3, 186.4, 186.5, 186.6, 186.7, 186.8, and 2105 to, and to repeal Chapter 2 (commencing with Section 2050) of Division 3, and Sections 2000, 2001, 2002, 2003, 2004, 2005, 2105, 2106, 2110.5, 2111, 2113, 2114, 2115, 2116, and 2117 of, the Streets and Highways Code, to provide a system of county and city streets, roads, and highways and for the financial support thereof, including the levying of taxes and fees therefor.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 44, of the printed bill, strike out "On or before", and insert "Until".

Amendment No. 2

On page 3, line 6, strike out "On or before", and insert "Until".

Amendment No. 3

On page 4, line 24, strike out "until January 1, 1964," and insert "to and including December 31, 1963,".

Amendment No. 4

On page 7, line 45, strike out "nor", and insert "not".

Amendment No. 5

On page 8, line 42, after "counties", insert "and cities".

Amendment No. 6

On page 9, line 31, strike out "Street", and insert "Streets".

Amendment No. 7

On page 9, lines 31, 32 and 33, strike out "Deficiency Surveys published by the Joint Interim Committee on Transportation Problems on September 26, 1956," and insert "included in the report of the department on the California county road and city street deficiencies made pursuant to Senate Concurrent Resolution No. 62 (1959), Resolutions Chapter 208, Statutes of 1959."

Amendment No. 8

On page 13, line 5, strike out "state-aid".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Geddes:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, February 18, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 472—An act to amend Section 7071.5 of the Business and Professions Code, relating to contractors' licenses.

Respectfully submitted,

SENATOR GEDDES

Recommendation of Committee on Rules

SENATE CHAMBER, February 18, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Geddes:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill

was first introduced, be dispensed with for the purpose of considering Senate Bill No. 472.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 472

Senator Geddes moved that Senate Bill No. 472 be withdrawn from Committee on Business and Professions for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 472—An act to amend Section 7071.5 of the Business and Professions Code, relating to contractors' licenses.

Bill read second time.

Motion to Amend

Senator Geddes moved the adoption of the following amendments.

Amendment No. 1

On page 1 of the printed bill, strike out line 1. and insert:

"SECTION 1. Section 7071.5 of the Business and Professions Code is amended to read:

7071.5. If application for a license, or for restoration or renewal of a license, is made by any person whose license has been suspended or revoked as a result of disciplinary action for violation of this chapter, or is made by any copartnership, association or corporation whose license has been suspended or revoked as a result of disciplinary action for violation of this chapter, or by any person who may have been associated with such copartnership, association or corporation, the board shall require as a condition precedent to the issuance of a license to such applicant, or removal of suspension, that such applicant file or have on file with the registrar a bond issued by an admitted surety insurer in a sum to be fixed by the board based upon the magnitude of the operations of the applicant, but which sum shall not be less than two thousand dollars (\$2,000) nor more than ten thousand dollars (\$10,000), running to the State of California and conditioned upon his compliance with all the provisions of this chapter, or in lieu thereof that such applicant or licensee post with the registrar a cash deposit in an amount based upon the magnitude of the operations of the applicant but of a sum of not less than two thousand dollars (\$2,000) nor more than ten thousand dollars (\$10,000).

Every person injured as a result of a violation of this chapter by such contractor may bring an action in a proper court on the bond required to be posted by the contractor under the preceding paragraph, or a claim against the cash deposit for the amount of the damage he suffered as a result thereof to the extent covered by the bond or the cash deposit.

The claim of any employee of the contractor for wages shall be a preferred claim against any bond or cash deposit required by rule of the board.

The determination of the validity and priority of any such claim for wages shall be based upon a finding of fact made by the registrar in accordance with the provisions of Article 7, Section 7090 to 7120 of the chapter.

If any bond or cash deposit which may be required is insufficient to pay all claims for wages in full, the sum recovered shall be distributed among all claimants for wages in proportion to the amount of their respective claims. The partial payment of such claims shall not be considered as full payment and claimants may file for the completion of payment of any unpaid balance as otherwise provided, and the registrar may continue suspension or revocation of any license involved until such time as such claim or claims are satisfied in full.

Such bond or cash deposit shall remain in force and with the registrar for a period of one year and during such additional time as there may be unsatisfied claims outstanding against the same.

The failure of a licensee to maintain in full force and effect the bond or cash deposit required by this section shall result in the automatic suspension of his license, which shall not be reinstated until a new bond has been filed.

Any reference by a contractor in his advertising, soliciting, or other presentments to the public to any bond required to be filed pursuant to this chapter is a ground for the suspension of the license of such contractor.

Each licensee shall be required to file only one bond of the type described in this section.

Any honored claim against the bond or cash deposit shall constitute grounds for disciplinary action against such contractor. The board shall require the contractor to file a new bond in an amount not to exceed ten thousand dollars (\$10,000).

Nothing contained in this section shall apply to a person or firm whose license has been suspended or revoked pursuant to Section 7124.1 or for a failure to comply with Section 7083.

Any violation of the provisions of Section 7120 or any conduct prohibited or proscribed by the provisions of Section 7120 shall cause immediate suspension of the contractor's license unless the contractor posts bond or cash deposit in the amounts and in the manner prescribed by this section within 30 days after such violation or conduct. Failure to post such bond or cash deposit shall cause revocation of the contractor's license, which shall not be restored or renewed until such time as such bond or cash deposit is posted."

Amendment No. 2

On page 1, strike out lines 2 to 23, inclusive; and strike out pages 2 and 3.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

RESOLUTIONS

The following resolutions were offered:

By Senator Rodda:

Senate Resolution No. 63

Relative to congratulating the California Optometric Association

WHEREAS, The California Optometric Association will hold its 64th Annual Congress this year from February 20th to 23d at the El Dorado Hotel in Sacramento; and

WHEREAS, This year the California Optometric Association is celebrating its 60th Anniversary of existence under California law, the Optometry Act of 1903; and

WHEREAS, During the past 64 years the number of professionally practicing optometrists throughout the State has grown to around 1,500; and

WHEREAS, The California Optometric Association is composed of 28 affiliate societies from Oregon to the Mexican border; and

WHEREAS, Because of the highly specialized services which the optometrist renders to society's need for correct vision in this age of automation and speed, he has become increasingly important to the health and welfare of society, striving for the visual welfare of the public; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate take this opportunity to express their sincere congratulations to the California Optometric Association on the occasion of its 64th Annual Congress and its 60th Anniversary under California law; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit suitably prepared copies of this resolution to Dr. Bernard R. Garrett, President of the California Optometric Association, and to Mr. Paul Yarwood, Administrative Director of said association.

Resolution read, and unanimously adopted on motion of Senator Rodda.

By Senator McAteer:

Senate Resolution No. 64

Relative to Old St. Mary's Center

WHEREAS, Old St. Mary's Center is an organization of young Catholic men and women whose objectives are to promote in the lives of its members a deeper religious awareness, to increase the scope of their social activities, and to provide opportunities for the assimilation of religious education; and

WHEREAS, The Center originated in 1948 when a group of young Catholic men and women felt the need for an organization which would fill their social needs in an atmosphere that would forward their spiritual and intellectual lives; and

WHEREAS, The Paulist Fathers of Old St. Mary's Church generously responded to this need by donating the spacious hall in the basement and appointed a chaplain to give help and guidance; and

WHEREAS, Since 1948 hundreds of young Catholic adults have found the Center a firm guide in helping them to achieve spiritual and material happiness; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate extend their congratulations to the members and officers of Old St. Mary's Center on their 15th anniversary; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit suitably prepared copies of this resolution to the Reverend John F. Carvlin, C.S.P., the Reverend Ralph Carpenter, C.S.P., and to the Old St. Mary's Center.

Resolution read,* and unanimously adopted on motion of Senator McAteer.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 18—An act to add Section 9001.5 to the Fish and Game Code, relating to prawn or shrimp traps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 2 of the title of the printed bill, after "traps", insert "and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, line 6, strike out "four", and insert "six".

Amendment No. 3

On page 1, line 7, strike out "four", and insert "five".

Amendment No. 4

On page 1, strike out lines 8 to 10, inclusive, and insert

"Sec. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

In order to properly utilize the shrimp and prawn resources of this area the traps authorized by this act should be available for use as soon as possible, therefore this act should take effect immediately."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 59—An act to amend Section 12816 of the Vehicle Code, relating to drivers' licenses, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 45—An act to add Chapter 6 (commencing with Section 992.1) to Division 3.5 of Title 1 of the Government Code, and to add Part 7 (commencing with Section 995) to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session, and to repeal Sections 2000 and 2001 of, and to amend Sections 2002.5, 26529 and 61632 of, the Government Code, and to repeal Sections 1043 and 13007.1 of the Education Code, and to repeal Section 60201 of, and to amend Section 31088 of, the Water Code, and to amend Section 15 of the Kings River Conservation District Act

(Chapter 931, Statutes of 1951), Section 21 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), Section 76 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146, Statutes of 1959), Section 24 of the Desert Water Agency Law (Chapter 1059, Statutes of 1961) and Section 24 of the San Geronio Pass Water Agency Law (Chapter 1435, Statutes of 1961), relating to defense of actions and proceedings brought against public officers, agents and employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 45, of the printed bill, as amended in Senate February 11, 1963, strike out "con-"; and strike out all of line 46, and insert "shall, in the discretion of the court, be misconduct constituting grounds for mistrial."

Amendment No. 2

On page 8, line 37, strike out "con-"; and strike out all of line 38, and insert "shall, in the discretion of the court, be misconduct constituting grounds for mistrial."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

THIRD READING OF SENATE BILLS

Senate Bill No. 30—An act to add Chapter 6 (commencing with Section 28100) to Division 12 of the Vehicle Code, relating to Vehicle Equipment Safety Compact.

MOTION TO RE-REFER SENATE BILL NO. 30

Senator Miller moved that Senate Bill No. 30 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 19—An act to add Section 118.1 to the Welfare and Institutions Code, relating to public assistance recipients.

MOTION TO RE-REFER SENATE BILL NO. 19

Senator Miller moved that Senate Bill No. 19 be re-referred to Committee on Finance.

Motion carried.

Assistant Secretary George B. Beattie at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 715: By Senator Donnelly—An act to amend Section 23801 of the Education Code, relating to state college student body organizations.

Referred to Committee on Education.

Senate Bill No. 716: By Senators Lagomarsino and Christensen—An act to amend Section 667 of the Penal Code, relating to theft.

Referred to Committee on Judiciary.

Senate Bill No. 717: By Senator Holmdahl—An act to amend Section 21804 of the Vehicle Code, relating to right-of-way.

Referred to Committee on Transportation.

Senate Bill No. 718: By Senators Grunsky, Stiern, Murdy, Rodda, Farr, and Cameron (Pursuant to the recommendations of the Senate Fact Finding Committee on Education)—An act to repeal Division 4 (commencing with Section 901) and Division 5 (commencing with Section 1601) and Sections 13702, 13704, 21752, 21753, and 21755 of, to amend Sections 812, 5602, 5603, 9252, 14552, 14702, 15505, 15507, 15508, 20803, 21701, and 21751 of, to amend and renumber Sections 2592, 21754, 21756, 21757, 21758, and 21759 of, and to add Division 4 (commencing with Section 911) and Division 5 (commencing with Section 1601) to, and to add Sections 657, 812.5, 820, 5031, 5251.1, 5557, 5904, 7155, 11805, 13702, 15006.1, 15008, 15009, 15805.5, 16002, 16523, 17609.1, 17609.2, 17617, 20205.1, 20205.2, 21752 to, to add Chapter 3 (commencing with Section 871) to Division 3 of, a new article heading immediately preceding Section 5001, and Article 2 (commencing with Section 5011), and Article 3 (commencing with Section 5021) to Chapter 1 of Division 6 of, the Education Code, relating to the establishment, maintenance, government, and operation of schools.

Referred to Committee on Education.

Senate Bill No. 719: By Senator Burns—An act to amend Sections 24002 and 24051 of the Education Code, relating to state colleges.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 720: By Senator Burns—An act to add Section 22 (a) to, and to amend Section 23 of, the Fresno Metropolitan Flood Control Act (Chapter 503, Statutes of 1955), relating to the Fresno Metropolitan Flood Control District.

Referred to Committee on Local Government.

Senate Bill No. 721: By Senator Burns (Coauthor: Assemblyman Zenovich)—An act to amend Section 73681 of the Government Code, relating to municipal court judges.

Referred to Committee on Local Government.

Senate Bill No. 722: By Senator Rees—An act to amend Section 2071 of the Insurance Code, relating to California standard form fire insurance policy.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 723: By Senator Farr—An act to amend Section 5302 of the Education Code, relating to admission to first grade.

Referred to Committee on Education.

Senate Bill No. 724: By Senator Farr—An act to amend Section 817 of the Penal Code, relating to peace officers.

Referred to Committee on Judiciary.

Senate Bill No. 725: By Senator Sturgeon—An act to add Sections 722 and 723 to the Harbors and Navigation Code, relating to undocumented vessels.

Referred to Committee on Natural Resources.

Senate Bill No. 726: By Senator Sturgeon—An act to amend Sections 4125, 4126.5, and 4142 of, to repeal Section 4280.1 of, and to add Section 4280.2 to, the Agricultural Code, relating to milk and dairy products.

Referred to Committee on Agriculture.

Senate Bill No. 727: By Senators Murdy, Rattigan, and Bradley—An act to amend Section 224 of, and to add Section 226f to, the Civil Code, and to add Section 1620.6 to the Welfare and Institutions Code, relating to adoption of immigrant orphans.

Referred to Committee on Judiciary.

Senate Bill No. 728: By Senator Cameron (At the request of the State Bar of California)—An act to amend Sections 416.1, 527, and 1005 of the Code of Civil Procedure, relating to time for notice of motion.

Referred to Committee on Judiciary.

Senate Joint Resolution No. 9: By Senators Holmdahl, McAteer, and Miller—Relative to memorializing Congress to aid the Bay Area Rapid Transit District.

Referred to Committee on Transportation.

Senate Joint Resolution No. 10: By Senators Lagomarsino, Burns, Farr, Schrade, Pittman, Murdy, Way, Quick, Geddes, Petersen, Symons, O'Sullivan, Bradley, Grunsky, Backstrand, Dolwig, McCarthy, Sedgwick, Sturgeon, Christensen, Cobey, Weingand, Williams, Cameron, and Begovich—Relative to an extension of Public Law 78.

Referred to Committee on Rules.

ADJOURNMENT

At 3.45 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Tuesday, February 19, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-SIXTH LEGISLATIVE DAY

THIRTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, February 19, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

O Lord, Who hast said unto us, "Ask and you shall receive, seek and you shall find, knock and it shall be open to you"; behold, we come before Thee this day to ask Thy heavenly blessings, to seek Thy truth, Thy wisdom, to knock at the portals of Thy love. O God, hear our petition, end our search, open to receive us now and at the hour of our death. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Gibson, on motion of Senator Cameron, on personal business.

Senator Stiern, on motion of Senator Symons, on legislative business.

Senator Collier, on motion of Senator Burns, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Thelma Cram of Pacific Grove.

On request of Senators Holmdahl and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jacqueline Mabry of San Francisco, and Dr. Robert Batterman of Berkeley.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Horace Miller of Blythe.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ben Rose, Supervisor of Yuba County, from Marysville.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. C. Roger Brissman, member of the State Optometric Advisory Board, and Mrs. Brissman, of Ontario.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Gwen Du Rose of Pasadena.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests from the Manteca Ministerial Association: Rev. Floyd Tuffs, St. Paul's Federated Church (Methodist), Manteca; Rev. Merrill Bassett, Church of the Nazarene, Manteca; and Rev. Alvin Grumbling, First Brethren Church, Manteca.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Sierra Union Elementary School of Tollhouse: *Chapcrones*—Mrs. Fairy Gilbert, Mrs. Orpha Wheelock, Mrs. Claudine Self, Mrs. Marjorie Hawk, Mrs. Virginia Corlew, and Mr. Max Bishop. *Students*—Mark Andrews, Tommy Bell, Carolyn Coppinger, Ronnie Corlew, Greg Deming, Joyce Firman, Eric Fromm, Allen Hawk, Glena Hoyst, Mary Proebstel, Scott Porterfield, Cathy Self, Lola Stroud, Steve Wheelock, Danny Womack, Mike Young, Merritt Gilbert, Brandt Gilbert, Michael Schwoerer, Richard Francis, Ralph Soledad, and Cynthia Davis.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Vallejo Mill School of Fremont: *Teachers*—Miss Joan Klose, Mr. Edward Turner, and Mr. Arthur Clawson. *Students*—Pamela Andrade, Monte Arrowwood, Shelley Barnhill, Karen Barnum, Terry Bold, Ronnie Bryden, Mercedes Campos, Diana Choy, Edgar Conrad, Clayton Cook, Johnny Crabtree, Diane Dahl, Phyllis DeHerrera, Sharon Driggs, Patty Fox, George Goodnow, Kathleen Graves, Michael Hawkins, Christine Hester, Allan Hilberg, Dolores Jaroninski, Harold Jones, Richard Keller, Grainger Kirth, Kristine Lanfre, Elizabeth Logan, Donna Machado, Barbara Marin, Christine Marsh, Dennis Martinez, Richard Moniz, Allan Moura, Sylvia Muela, John Nagata, Ellen Nash, Jerry Nelson, Norman Nelson, Leona Renee Newby, Allen Olivera, Markham Paler, Larry Paynter, Isadore Paz, Zane Pekota, Christy Darlene Petersen, Dennis Petersen, Edward Richards, Oscar Rodriguez, Sharon Rutherford, Elaine Silva, Steven Sims, Jeanne Solon, Beverly St. Clair, Jimmie Stanley, Darlene Taylor, Carrol Titeca, Trudy Thomsen, Gale Vyeniolo, Martin Vyeniolo, Judith Wilkinson, Jay Williams, Nancy Winkel, and Susan Womack.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Holy Family School of Citrus Heights: *Adults*—Mother Amalia I.M., Mrs. Raymond Duprey, Mrs. James Vallincourt, Mrs. Gale Campbell, Mrs. Douglas Cook, Mrs. James Coburn, Mrs. Emmett Bledsoe, Mrs. Wm. Martin, Mrs. Wm. McElroy, and Mr. Charles Barrett. *Students*—Timothy Bennett, Roger Bicknell, Kathryn Bill, Shari Bledsoe, James Boyd, Bonnie Bradrick, Douglas Coburn, Christie Cook, Duncan Delapp, Thomas Duprey, Joan Forbes, Patrick Gallery, Frank Garcia, Dorothy Gniatezynski, Edward Grady, Katherine Hayes, David Hotchkin, Marcia Hughes, Charles Kava, Robert Kortan, Ronald Koshinz, Beth Mackin, Kathleen Martin, William McElroy, Patricia McMahon, Dennis Ottenhoff, Mickie Pacini, Marsha Pineschi, Adeena Porter, Jack Rauwolf, Roberta Roberts, Karen Roediger, Kathleen Rowett, Mary Stroh, Ralph Sullivan, James Vallincourt, and Michael Varella.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Pinewood School of Pollock Pines, El Dorado County: *Adults*—Mrs. Birt McKenzie, Mr. Ron Parker, and Mr. Vernon Whalen. *Students*—Gerald Boles, Garry Brown, Tommy Burkhart, Michael Castor, Randy Christensen, Bill Eakin, Bill Hoopes, Byron Killion, Dennis Muchow, Kenneth Olinger, Dennis Powell, Tom Ross, John Taylor, Penny Butts, Keiko Duran, Louise Garcia, Mary Jennings, Lee Kerfoot, Patricia Koszalka, Kelly Long, Carol Mosiuk, Betty O'Hara, Karen Ross, Sharon Skora, Linda Smith, Linda Thompson, Patrick Castor, Jerry Chapman, Billy Gadow, Wayne Howard, Ric Klise, Dennis Lyle, Mark Macomber, Stan Morris, Dale Muchow, Mike Pingar, Mickey Sanders, Kirby Segers, Dennis Smith, Steve Thomasberg, John Wine, Debbie Arterbury, Sharon Bassett, Judy Gadow, Barbara Hickey, Theresa Hissner, Valerie Naps, Linda Peery, Nina Poole, Mary Jane Russell, Cathye Schlaegel, Nancy Waugh, Sharon Williams, John Carroll, Richard de Franchi, David Duncan, Dwaine Dye, Thomas George, Roy Hartman, Timothy Kelly, Robert Keys, Barry Linder, Stanley Morrow, Robert McCormack, Jeffrey Olson, Jerry Parker, Steven Sullivan, Mont Hadley, Linda Allison, Gwenlyn Ashe, Donna Baker, Sharon Baker, Pam Langerdorfer, Christine Roush, Joan Saxby, Charlene Spear, Janet Stone, and Patricia Wilson.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the Dillard School of Wilton, Sacramento County: Donald Brown, John Cox, Stephen George, Robert Howard, Alfred Lelumberg, Wayne Loesch, Richard Luna, Elwin McCormack, Stephen Mendoza, Robert Mullins, Douglas Peart, Richard Postnikoff, Terry Slater, Roy Souza, David Strawn, Danny Wright, Carol Bourland, Esther Coop, Barbara Garrett, Gloria Habedank, Jeanette Horazy, Ann Horton, Donna Mayberry, Jessica McCormack, Margaret Randolph, and Janene Woodworth.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Cosumnes School: Teresa Goodson, Melva Gover, Sharlet Hale, Kathleen Reilly, Mary Ellen Van Vleck, Katherine Yerton, Pat Joerger,

Eddie LaBrada, Paul Lopez, Henry Mailhot, David Ramos, and Frank Reilly.

MESSAGES FROM THE GOVERNOR
STATEMENT OF GOVERNOR EDMUND G. BROWN
on
HUMAN RIGHTS

To the Senate and Assembly of the Legislature of California:

I

I propose that at this session of the Legislature, we complete this State's unfinished business in guaranteeing equal rights and opportunity to every California citizen.

In 1959 and 1961, California made great strides toward our goal of full citizenship. The list of progressive laws which you passed at my request is an impressive one. It includes:

- The State's first Fair Employment Practices Commission;
- The Unruh Civil Rights Act;
- The Hawkins Housing Act;
- Old age and disability pensions for noncitizen residents;
- The end of a discriminatory challenge at the polls;
- Tighter antidiscrimination safeguards in urban redevelopment.

In addition, my administration has strengthened fair practices throughout the state government; has fought discrimination in apprenticeship training; has appointed many qualified members of minority groups to key positions; and has backed the FEPC in its effort to make California's position in human rights the first in the nation.

With so much accomplished, it might seem that we can now rest from our labors while the remaining problems solve themselves.

This will not happen.

Today, as the leading State in the nation, the State with the most flourishing economy, California shares with the other urban states the problems of crowded cities in which minority groups are forced to live in ghettos. Imposed segregation breeds further segregation in the schools. It breeds poverty, family breakdown, dependency and "social dynamite."

These questions threaten the very life of the central core of our cities. They will not right themselves; they demand a solution now.

It is to these questions that I ask that the Legislature address itself in 1963.

I intend to continue to take the actions appropriate to the Executive. Soon, for example, I will issue a formal directive to all state administrators in the form of a "Governor's Code of Fair Practices." It will contain new administrative guarantees of nondiscrimination within the state government, and we hope that it will prove to be a national model.

In other fields, however, only the Legislature may properly act. I shall accordingly offer or endorse a series of proposals, a few of which are now before you, with others to come in the days and weeks just ahead.

I earnestly hope that these proposals will draw strong support from the Legislature, without regard to partisan affiliation. Following are the measures which I consider most urgent:

II

I propose that you pass legislation to eliminate discrimination in the private housing market in California.

In 1961, a law to prevent discrimination in private housing failed to pass the Legislature. During the past two years, the need for such legislation has grown increasingly urgent. To those who argued that the existing laws and attitudes are adequate, I think we have demonstrated that they are not.

When discrimination exists in private housing, the disadvantages to our whole society are obvious:

Tensions are aggravated. Our American principles of equality are ignored. Urban renewal projects are largely thwarted. *De facto* segregation in the schools is encouraged.

The result is a serious injustice, which threatens the vitality of our cities, and proves costly to the entire population.

We have made a start toward solving this problem through the Hawkins Act and the Unruh Act. But we must do more. At present, a citizen who is prevented from buying a house because of discrimination must hire an attorney and go to court. And the unfortunate truth is that those who most frequently need to take such action are those who can least afford it. This is an expensive, time-consuming practice, and far less workable than solving the question through commission enforcement.

I ask that the commission be given the same authority with respect to housing that it has with respect to employment. This means commission administration, with emphasis on education and conciliation, and, when necessary, enforcement.

Experience in eight other states—New York, New Jersey, Pennsylvania, Massachusetts, Connecticut, Minnesota, Colorado and Oregon—proves that properly drawn fair housing laws are effective. We should provide just as strong protection for citizens' rights in California.

I therefore ask that you broaden the present Hawkins Housing Act to cover most housing which goes on the market for sale or rental, and that you place administration of the new act under the commission.

III

Next, I ask that you broaden the scope of the present Fair Employment Practices Commission, giving the commission authority to move against other discriminatory practices than those involving employment. The name should be changed to the California Human Rights Commission.

Increasing the number of members from five to seven will give us broader representation in the commission, and the new name will reflect the increased responsibility which I believe should be vested in that body.

Further, I hope you will give the commission new authority to proceed on its own against discriminatory practices.

Under the present law, the commission cannot initiate complaints. The experience of other states proves that the commission will work more effectively if it can initiate complaints, and complete the process of investigation, hearing and enforcement.

IV

Next, I ask you to act to eliminate de facto segregation in our schools, and to assist students who come from unusually deprived backgrounds.

Already before you, at my request, is a bill providing that the existing commission on Equal Employment Opportunities for Teachers in the Department of Education be expanded into a Commission on Inter-Group Relations.

This is one important part of our effort to assist local school districts in the effort to eliminate *de facto* segregation. The new commission would help the districts develop new plans and procedures to prevent segregation, and I hope you will give it your support.

We must, however, go much farther in recognizing the problem posed by children from underprivileged homes—children who are ill-equipped to take advantage of our school curricula.

I urge you to give your support to legislation, already before you, providing compensatory funds for the disadvantaged children from poor social and economic backgrounds. We already recognize our obligation to provide assistance to physically handicapped or mentally retarded children. Just as clear is our obligation to the children who are so handicapped by background that they cannot take advantage of our system of education.

Many of these children become so discouraged that they end up as "dropouts." The next step, almost inevitably, is unemployment. Sometimes this is followed by delinquency and crime. I must stress the fact that the youth's lack of opportunity is expressed in incompetence and in misdeeds for which the rest of society pays a high price.

We should assist the schools so that they can furnish special services, including a higher ratio of school personnel, smaller classes, more remedial help in reading and mathematics, and more intensive counseling both of the child and his parents. We should, in short, do everything possible to develop the child's motivation so that he will see his education through and become an independent, contributing member of society.

An important feature of the bill is its provision for a permanent consultant service in the Department of Education. The consultant will work with school districts to assist in developing local programs. Through special research projects, we will develop new information to help us make progress in this pioneering program.

I strongly urge your support of this essential measure.

V

Further, we must now take legal steps to prevent discrimination by all persons and businesses licensed by the State.

If it is essential that we prevent discrimination in such fields as housing and employment, it is surely of equal importance that the State itself guard against discrimination in its own business.

I believe we must make sure that businesses and professions licensed by the State assure equality to all our citizens. The licensing agencies should, in the case of repeated offenses, have the power to suspend, and in some instances revoke, the business or professional license.

Here are some examples:

If trade, business or vocational schools are found to be engaging in discrimination, the Director of Professional and Vocational Standards should be empowered to take disciplinary action—through suspension or revocation of the license.

The same authority should be given to the Commissioner of Real Estate, with respect to licenses held by real estate brokers and salesmen.

Financial institutions, including savings and loan associations licensed by the State, should be subject to discipline if their lending practices discriminate against members of minority groups.

I therefore propose that you enact a reasonable law which will enable us to discharge our constitutional responsibility to all citizens, yet impose no unfair burden upon the licensee.

VI

In summary, then, I ask you to move against discrimination in private housing; broaden the scope of the Fair Employment Practices Commission, changing its name to the California Human Rights Commission, giving it two additional members and the authority to initiate complaints;

I urge that you move to prevent de facto segregation in our schools; that you begin a new program to help culturally deprived children; and that you pass legislation to eliminate discrimination in businesses and professions licensed by the State.

These steps, if you take them, will propel California a good distance toward its goal of national leadership in guaranteeing equal rights and opportunity.

I realize that virtually every one of these proposals will meet opposition. But I urge in the course of the legislative debate that you consider the alternatives to these actions.

The problems posed here are essentially urban in character. They are closely allied to the problems of crime and delinquency, poverty, overcrowding and unemployment that to some degree plague every American city.

If we do not act, the core areas of our great cities will deteriorate steadily, despite the best-intentioned local efforts toward urban renewal. If we do not act, the economy of the cities is certain to sicken, becoming a drag on the presently expanding and healthy economy of the State.

First and foremost, however, we must consider the humanitarian values involved. Justice demands that we act. Democratic values demand that in California we put to work the principles set forth in the Bill of Rights.

I am proud of our State's increasing momentum in these matters, but I am deeply conscious of the task yet ahead. Partisan considerations aside, I hope that your study of this legislation will convince you that the time for forthright action is now.

Years of controversy, you will remember, preceded our action in 1959 in establishing FEPC. That conflict has long since died down.

As you debate my housing proposal and the other measures involving human rights, let me remind you that the current conflicts will also fade away once the new laws have proved themselves.

We have the opportunity to give to our fellow citizens the guarantees of freedom and opportunity which have been denied them for a century. I hope you will join me in acting now to end the racial nightmare which has so long plagued our nation.

These laws will be testimony to the faith of California that all men are indeed created equal. I urge you to join me in my determination to uphold the dignity of every individual Californian. I urge you, following full legislative debate, to give your approval to these measures and send them to my desk.

Sincerely,

EDMUND G. (PAT) BROWN

Message read, and ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 18, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 59

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 19, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 18

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Local Government

SENATE CHAMBER, February 19, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 105

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, February 19, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 55

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolution ordered to third reading.

Committee on Governmental Efficiency

SENATE CHAMBER, February 19, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 131

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 131

Senator Rodda moved that Senate Bill No. 131 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 131—An act to add Section 54 to the Civil Code, and to amend Sections 28221, 28282.5, 28581, and 28626 of, the Health and Safety Code, relating to blind persons.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out the fourth comma.

Amendment No. 2

On page 1, line 3, after "school", insert "or certified as properly trained by the State Board of Guide Dogs for the Blind".

Amendment No. 3

On page 1, lines 10 and 11, strike out " , provided that the dog shall not occupy a seat in any public conveyance".

Amendment No. 4

On page 1, line 20, after "trained", insert "or from the State Board of Guide Dogs for the Blind".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Committee on Transportation

SENATE CHAMBER, February 19, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 54

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BACKSTRAND, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 54

Senator Geddes moved that Senate Bill No. 54 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 54—An act to add Section 29006 to the Vehicle Code, relating to towing devices.

Bill read second time.

Motion to Amend

Senator Geddes moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "motor", and insert "passenger".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, February 19, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 89

Senate Bill No. 123

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 89

Senator Donnelly moved that Senate Bill No. 89 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 89—An act to amend Section 27324 of, and to add Sections 27324.1 and 27324.2 to, the Government Code, relating to indexing.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Section 27324 of, and to add Sections 27324.1 and 27324.2 to," and insert "Sections 27324 and 27263 of".

Amendment No. 2

On page 1, lines 4 and 5, of the printed bill, strike out "manner in which it is to be indexed," and insert "kind or kinds of document it is to be indexed as".

Amendment No. 3

On page 1, lines 7 and 8, strike out "excepting those instruments mentioned in Sections 27324.1 and 27324.2".

Amendment No. 4

On page 1, strike out lines 11 through 18, inclusive, and insert

"SEC. 2. Section 27263 of said code is amended to read:

27263. The recorder may keep in the same volume any two or more of the indices enumerated in this article, but the several indices shall be kept distinct from each other and the volume distinctly marked on the outside so as to show all the indices kept in it. The names of the parties in the first column in the several indices shall be arranged in alphabetical order. When a conveyance is executed by a sheriff, the name of the sheriff and the party charged in the execution shall both be inserted in the index. When an instrument is recorded to which an executor, administrator, or trustee is a party, the name of the executor, administrator, or trustee and the name of the testator, or intestate, or party for whom the trust is held, shall be inserted in the index. *The recorder need not index the name of the trustee in a deed of trust or in a partial or full deed of reconveyance.*"

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 123

Senator Cameron moved that Senate Bill No. 123 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 123—An act to amend Section 440 of the Probate Code, relating to petition for letters of administration.

Bill read second time.

Motion to Amend

Senator Cameron moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "the order admitting the", and insert "an order".

Amendment No. 2

On page 1, line 16, strike out "will to probate", and insert "appointing an administrator".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILLS

NOS. 665, 667, 669, AND 670

Senator Burns moved that Senate Bills Nos. 665, 667, 669, and 670 be withdrawn from Committee on Judiciary and re-referred to Committee on Local Government.

Motion carried.

MOTION TO PRINT IN JOURNAL

Senator Donnelly moved that the following letter of transmittal from the Joint Legislative Audit Committee be printed in the Journal, and the report printed in the Appendix to the Journal.

Motion carried.

LETTER OF TRANSMITTAL

JOINT LEGISLATIVE AUDIT COMMITTEE, CALIFORNIA LEGISLATURE

ROOM 430, STATE CAPITOL

SACRAMENTO, December 31, 1962

The Honorable President of the Senate

The Honorable Speaker of the Assembly

The Honorable Members of the Senate and the

Assembly of the Legislature of California

SIRS: We transmit herewith our report covering the activities of your Joint Legislative Audit Committee for the calendar years 1961 and 1962.

During this period, the committee with the able assistance of the Office of the Auditor General has continued its program of independent auditing of the agencies of state government. The objectives have been to aid the Legislature in its basic duty to oversee the operations of the executive branch and to aid the executive branch in establishing sound fiscal and administrative policies.

This report shows once again that the Auditor General and his office are performing a most valuable function, especially in bringing about a great many improvements in the administration and safeguarding of state funds.

It is the purpose of your committee and the Office of the Auditor General to protect the best interests of our citizens and taxpayers. This summary report, and the many audits which it reviews, are presented to further that purpose.

Respectfully submitted,

RONALD B. CAMERON
NICHOLAS C. PETRIS

LUTHER E. GIBSON
HUGH P. DONNELLY, Acting Chairman

Letter of transmittal ordered printed in the Journal, and the report printed in the appendix to the Journal.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 134—An act to amend Section 36 of the Civil Code, relating to contracts of minors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 8, of the printed bill, strike out the third "or".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 33—An act to amend Sections 702 and 703 of the Code of Civil Procedure, relating to amounts required to redeem from judicial sale of real property.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 56—An act to amend Section 1435.9 of the Probate Code, relating to transactions involving community and other property where spouse is incompetent.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 86—An act to amend Section 14552 of the Revenue and Taxation Code, relating to hearings by inheritance tax appraisers.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 101—An act to amend Section 537 of the Code of Civil Procedure, relating to attachment.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 111—An act to amend Section 844 of the Probate Code, relating to authority of executor and administrator to lease without a court order.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 70—An act to amend Section 15802 of the Education Code, relating to school district property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 4, of the printed bill, after "insure", insert "against fire".

Amendment No. 2

On page 1, line 5, after the period, insert "The governing board may also insure the property against other perils."

Amendment No. 3

On page 1, line 11, strike out "fire insurance", and insert "Insurance".

Amendment No. 4

On page 1, line 13, after "coverage", insert "except that in districts with an average daily attendance of less than 50,000 the deductible amount of fire insurance shall not exceed one thousand dollars (\$1,000) for each occurrence. If two or more school districts are governed by governing boards of identical personnel, the total average daily attendance of the districts shall be used."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

THIRD READING OF SENATE BILLS

Senate Bill No. 18—An act to add Section 9001.5 to the Fish and Game Code, relating to prawn or shrimp traps, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

By Senator Lagomarsino:

Senate Resolution No. 38

Relative to faulty home construction in the Conejo Valley area of Ventura County and elsewhere

WHEREAS, At least 400 new homes, located in the Conejo Valley area of Ventura County and elsewhere have been damaged due to the cracking and breaking of concrete foundation slabs; and

WHEREAS, Such cracking and breaking has resulted in extensive structural damage to these homes, including cracks throughout the house, broken water pipes, cabinets pulling away from the walls, twisting of the structure, partition walls pulling away from bearing walls, inability of doors to close, and more; and

WHEREAS, These homes range in value from about \$12,000 to \$45,000 with approximately 300 of them valued at about \$15,000; and

WHEREAS, Estimates of the cost to repair each home are from \$3,000 to \$6,000; and

WHEREAS, Losses to the purchasers of these new homes are estimated at several million dollars; and

WHEREAS, This catastrophic situation is under investigation by the Contractors State License Board and the Division of Real Estate; and

WHEREAS, This problem is of general interest to the State because of its regulation of building contractors, brokerage of real property, subdivisions, and financial institutions lending money for the construction of homes; now, therefore, be it

Resolved by the Senate of the State of California, That the Committee on Rules assign to an appropriate interim committee for study the subject of faulty home construction in the Conejo Valley area of Ventura County and elsewhere; and be it further

Resolved, That such interim committee visit the Conejo Valley area of Ventura County and other areas confronted with similar problems and conduct hearings in such areas; and be it further

Resolved, That the interim committee to which the subject matter of this resolution is assigned shall report its findings to the Legislature not later than the fifth Calendar day of the 1964 Budget Session.

Resolution read, and unanimously adopted on motion of Senator Lagomarsino.

THIRD READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 12—Relative to memorializing the Congress of the United States to establish a "National Flag Week."

Resolution read, and presented by Senator Rees.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 23—Relative to "National Flag Week."

Resolution read, and presented by Senator Rees.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 729: By Senator Backstrand—An act to amend Section 27903 of the Vehicle Code, relating to cargo signs on commercial vehicles.

Referred to Committee on Transportation.

Senate Bill No. 730: By Senator Backstrand—An act to amend Section 22452 of the Vehicle Code, relating to certain vehicles stopping at railroad crossings.

Referred to Committee on Transportation.

Senate Bill No. 731: By Senator McAteer (Coauthors: Assemblymen Marks and Foran)—An act to amend Sections 8276 and 8277 of the Fish and Game Code, relating to crabs.

Referred to Committee on Fish and Game.

Senate Bill No. 732: By Senator McAteer (Coauthor: Assemblyman Marks)—An act to amend Section 8835 of the Fish and Game Code, relating to trawl nets.

Referred to Committee on Fish and Game.

Senate Bill No. 733: By Senator O'Sullivan—An act to amend Section 3025 of the Business and Professions Code, relating to the practice of optometry, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Business and Professions.

Senate Bill No. 734: By Senators Murdy, Bradley, and Rattigan—An act to amend Section 222 of the Civil Code, relating to adoptions.

Referred to Committee on Judiciary.

Senate Bill No. 735: By Senator Christensen—An act to amend Sections 570, 1325, 1313.1, and 1356 of the Code of Civil Procedure, to add Section 5011 to the Corporations Code, to amend Section 1056.5 of the Insurance Code, and to amend Sections 3121, 3150, 3162, and 9073 of, and to repeal Section 12313 of, the Financial Code, relating to unclaimed property, and making an appropriation.

Referred to Committee on Judiciary.

Senate Bill No. 736: By Senator Christensen—An act to amend Section 1516 of the Code of Civil Procedure, relating to unclaimed property.

Referred to Committee on Judiciary.

Senate Bill No. 737: By Senator Christensen—An act to amend Section 1373 of the Code of Civil Procedure, relating to escheated property.

Referred to Committee on Judiciary.

Senate Bill No. 738: By Senator Cobey—An act to add Section 257 to the Agricultural Code, relating to bovine tuberculosis.

Referred to Committee on Agriculture.

Senate Bill No. 739: By Senator Grunsky—An act to amend Sections 2, 6, 7, 9, 11, 12, 16, 17 and 37 of, and to add Sections 9.1, 9.2, 9.3, 9.4, 9.5, 12.1, 12.2, 38.1, and 38.2 to, the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), relating to the San Benito County Water Conservation and Flood Control District.

Referred to Committee on Local Government.

Senate Bill No. 740: By Senators Sturgeon and Weingand—An act to convey certain described lands from the State of California to Mr. Robert C. Newman, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Concurrent Resolution No. 28: By Senator Rodda (Co-author: Assemblyman Rumford)—Relating to education health personnel.

Referred to Committee on Rules.

ADJOURNMENT

At 11.41 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Wednesday, February 20, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-SEVENTH LEGISLATIVE DAY

THIRTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, February 20, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

There is no beauty like unto Thy beauty, O Lord. We have seen it reflected in the towering majesty of our mountains, our sky-blue lakes and cascading streams; we have found it on our scorched and painted deserts, 'mid the rich loam of our green and fertile valleys, in wave after wave that beats upon our shores. Yet O Lord, we know that all of this beauty is but nothing in comparison with Thee or with the splendor of a single human being made according to Thy august image and likeness. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Backstrand, on motion of Senator McCarthy, due to illness.

Senator Gibson, on motion of Senator Cameron, on personal business.

Senator Cobey, on motion of Senator Farr, due to illness.

Senator Miller, on motion of Senator Teale, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Alberta Rockwell of Inglewood.

On request of Senators Way and Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harold Wheat, Robert Bowman and John Lawrence, Members of the Board of Trustees; and Harold Gray, Principal of the West Side Unified School District of Tulare County.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Tom Mackie of Vandenburg Village, and Mr. Robert Lambertson of Santa Barbara.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kenneth E. Hettick of Napa.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Angelo Dellacasa of Burlingame.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Rudolph Miller of El Centro, who is Executive Secretary of the Imperial Growers' Association.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Don Delone of San Francisco; Mr. Carl Albracht of Westinghouse Electric Corporation; Mr. Andrew Cochran, Schlage Lock Company; Mr. James Crumacker, Standard Oil Company of California; Mr. Vern Talcott, Fiberboard Products; Mr. George Ford, Soule Steel Company; Mr. Milton Meyerfeld, California Manufacturers Association; Mr. Don Falconer, S & H Company; Mr. Richard Hayes, Crown Zellerbach Company; and Mr. Milton J. Kirsehner, Golden State Dairy, all of San Francisco.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard McKelvey, National Ice & Cold Storage; Mr. E. Ed Marr, Owens-Illinois Glass Co; Mr. Roger Morse, Standard Oil Co. of Calif.; Mr. Robert A. Penk, Continental Can Co.; Georgia Pottel, The Smith Co.; and Mr. Conrad Speidel, Crown Zellerbach Corp., all of San Francisco.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Keith Coffey of Ventura.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harold Sturges of Holtville.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Paul Brace of Placerville.

On request of Senators Rattigan and Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Michael Regan of Weaverville.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. O. Righellis of Arvin.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Dent Union School of Escalon: *Adults*—Mr. Morrell

and Mrs. Anderson. *Students*—Sue Armstrong, Barbara Bradford, Deborah Bullard, Connie Davis, Luneal Drewrey, Maryrose Dugo, Karen Ford, Joyce Foutch, Delois Hunt, Cynthia Johnston, Anita Kalbach, Jennifer Lewis, Marilyn Lindell, Nancy Marchant, Cecila Marshall, Deborah Matt, Delores Olivas, Gloria Pettinger, Gwendolyn Popp, Connie Postma, Eileen Sanchez, Betty Sargenti, Colleen Sharp, Ann Terry, Diane Terry, Beth Thompson, Gloria Verschoor, Margorie Wilson, Marvin Applequist, Gearle Brooks, Steve Cadlolo, Scott Calcagno, Billy Dye, Don Eldredge, Jerry Eldredge, Larry Eldredge, Gary Foutch, Larry Haskin, Lonnie Jackson, Dennis Marshall, Gerald McDonald, Mark Nelson, Rufus Norton, David Olivieri, Douglas Park, Frank Reichmuth, Martin Reis, David Reitveld, Barry Richards, Jon Sandall, Gary Smith, Steve Sutton, Mike Taylor, Roger Tiffin, Phill Tilbury, Steve Wallace, Bruce Waterman, and Larry Webster.

On request of Senators Teale and Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Alhambra Union High School of Martinez: Mrs. Florence Piliavin, Mrs. Merle Wilson, and Mr. Sam Ramey, teachers. *Students*—Lesley Allen, Jerry Beaty, Rita Busnardo, Susan Cabral, Sharon Colis, Laura DeBonneville, Kathy Farnon, Margaret Francis, Valerie Hartman, Wes Laccoarce, Louis Main, Thomas McMorrow, William Morris, Carol Peterson, Jean Silva, William Stedman, John Tompkins, Judith Tucker, Pat Heitkam, Tony Verno, Alan Beers, Richard Bonner, Carol Carson, Vicki DaCorte, Charles Dennis, Sandra Eller, Roger Felton, Tim Griffin, Sharon Keat, Lance Larkin, James Lujan, Tony Melson, Linda Murray, Gay Nye, Albert Pacheco, James Plumos, Joyce Quinliven, William Reed, James Russell, Tommy Thomas, Jean Ross, John Walls, Donald Young, Barbara Wheaton, Ralph Gliatto, Sandra Hatch, William Boyd, Tony Fazzini, Cary Groshell, Allyson Keith, John Krummen, Ray Martin, Paula Medinas, Curtis Padia, Sal Rubino, William Sherrill, John Simmons, Sam Slaney, Leona Della Rosa, and Saelan Ahdi.

Senator Rees Presiding

At 11.19 a.m., Senator Thomas M. Rees, of the Thirty-eighth Senatorial District, presiding.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following P.T.A. Group from Blackford High School, Santa Clara County: Mr. H. G. Kolsky of Saratoga; Mrs. Clarice Briggs of Santa Clara; Mrs. Betty Mayo of San Jose; Mrs. Lee Perianadre of San Jose; Mrs. Virginia Wolfram of San Jose; Mrs. Jean Zenner of San Jose; Mrs. N. A. Hanson of San Jose; Mrs. Ruth Tyler of Saratoga; Mrs. Rachel Thompson of Saratoga; Mr. Ray Coe of San Jose; Mrs. Gertrude Stork of Saratoga; Mrs. Nelva Jean Marks of San Jose; Mrs. Elanora Patterson of San Jose; Mrs. Vivian Harris of San Jose; Mrs. Dorothy Baumann of Saratoga; Mrs. Annette Riordan of Saratoga; Mrs. Coleen O'Leary of Santa Clara; Mr. Nick Marks of San Jose; Lars Lücke, Finspong, Sweden (American foreign student); Miss Linda Patterson of San Jose; Miss Gloria Wolfram of San Jose; Glen Wolfram of

San Jose; Jim Mayo of San Jose; Rick Hanson of San Jose; Tim Riordan of Saratoga; Miss Barbara Kolsky of Saratoga; Frank Kolsky of Saratoga; Laurie Baumann of Saratoga; and Kathy Baumann of Saratoga.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Waterford Elementary School in Stanislaus County: Cecil Fager, teacher; George Lane, teacher; and Richard M. Moon, district superintendent. *Pupils*—Tom Adams, Rollin Andrews, Stephen Arnett, Patricia Baker, Robert Bartlett, Carol Black, Linda Boyd, Michael Brooks, John Butler, Linda Butler, Sandra Cotham, Judy Dougan, Roberta Drew, Mary Drews, Joe Dymke, Patsy Ellison, Steven Erickson, Eddie Fager, Dennis Fuson, Judy Fuson, Patricia Gadker, Gerald Gattuccio, Geraldine Gattuccio, Sherry Gilbreath, Ben Gose, Marlene Hall, Johnlyn Hampton, Naoma Harmon, Ginger Heath, Deborah Hicks, Sherry Horn, Thomas Jackson, James Johnson, Keith Jones, Barbara Kelly, Robert Kelly, Juanita Kendrick, Jeraldine Leydecker, Robin Lowe, Suzanne Lundberg, Christina Martin, Sheila Maxwell, Shirley McDaniel, David McElhaney, Sharon McLain, Donna Metzger, Ann Miller, Leslie Miller, Ronald Miller, Gary Miner, Robert Mohr, Dana Moore, Carolyn Pettit, Bobby Priest, Johnny Redding, Michael Roberts, Michael Root, Nancy Seawright, Ralph Selby, Barbara Shaffer, Lorri Souza, Barbara Stevens, Rosemary Tosta, Lora Turner, Rebecca Verzani, Helen Virtue, Nona Weaver, Carl White, Steven Whitehead, Patricia Wilkinson, Carolyn Williams, Carol Woody, Marlene Woody, and Steven Ward.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Jacksonville School, Moccasin School, Groveland School and Hardin Flat School, all in Tuolumne County, who visited the Senate on Friday, February 15th: *Adults*—Mrs. Black, Mrs. Macdonald, Mrs. Eisenhower, Mrs. Buck, James Tyler, Gilbert Smith, and Wendell K. Woodthorp. *Students: Jacksonville School*—Pamela Jenkins, George Kline, Janice Godfrey, Larry Emberton, Barbara Renfre, Vincent Freeman, and Debbie Jenkins. *Moccasin School*—Nancy La Lime, Bonnie McLennan, Charlene Weimer, Diana Cummings, and Rick Rickson. *Groveland School*—James Adler, Skip Auser, Andy Elder, Glenn Grey, Gregory Henley, Bruce McVay, Leslie Miller, Martin Rea, Bob Ison, Shirley Barnhart, Lona Fausette, Linda Fuller, Janice Green, Joyce Green, Robin Navarro, Brenda Tyler, Mike Buck, Steve Carnahan, Scott Dye, Jack Eisenhower, Harold Hall, Lee Macdonald, Danny Unsicker, Cathy Black, Ada Gilkey, Beth Goodson, Ellen Holm, Marcia Lumsden, Shirley Lunsford, and Margaret Webb. *Hardin Flat School*—Fay RossKamp, Luanna Bussler, and Hilda White.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Vallejo Mill School of Fremont: *Teachers*—Miss Mitzi Kent, Mr. John Lavelly, and Mr. Gordon Boike. *Students*—Robert Akers, Diane Alsop, Darwin Andrade, Gary Arias, Robert Arias, Jack Barrett, Robert Bloxham, Gary Bottoms, Patti Cabral, Delphina Camarena, Norma Castro, Paula Cottingham, Daniel Cox, Ronald DeFrenchi, Sandra DeLorme, Clinton Dias, Steven Easterday,

Lynn Edgren, Daniel Estrada, Steven Evans, James Fields, Pamela Garcia, Judy Gellerman, Margaret Gibson, Jimmie Guzman, Jake Hudspeth, Steven Jardine, Donald Kuehn, Camille Lamb, Pauline Ledeen, Michael Marin, Jane Milgate, Dennis Mitchell, Gary Mitchell, Daniel Morua, Dennis Nolan, Robert Parmelee, Tanya Pekota, James Price, Billy Rice, Louie Riggs, Peni Ringstrom, John Rivada, Vairo Russell, Andrew Scott, Patricia Skelton, Dane Slack, Bruce Spears, Judy Springer, Edmond Tadeffa, Linda Taylor, Fred Williams, Susanna Garcia, and Iola Young.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

THE NATIONAL FOUNDATION
800 SECOND AVENUE, NEW YORK 17, N.Y.
February 18, 1963

The Honorable J. A. Beek
Secretary of the State Senate of California
The State Capitol
Sacramento, California

DEAR MR. BEEK: Please convey to Senator Rees and his fellow-members of the Senate of the State of California my thanks for their very welcome expression of congratulation to The National Foundation on the occasion of our organization's 25th anniversary.

Our board of trustees, our officers, and our volunteers join me in assuring the Senators of our deepest appreciation of their adoption by unanimous vote of Senate Resolution No. 35 which formalizes this gracious action of the legislative body.

Sincerely yours,

BASIL O'CONNOR, President

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 19, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 52

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 52—An act to amend the heading of Article 12 of Chapter 6 of Division 5 of, and to amend Section 2451 of, the Education Code, relating to school district organization.

Referred to Committee on Education.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 19, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 19

Assembly Concurrent Resolution No. 32

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By CHARLES WINNER, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read :

Assembly Joint Resolution No. 19—Relative to Edwards Air Force Base.

Referred to Committee on Military and Veterans Affairs.

Assembly Concurrent Resolution No. 32—Relative to the Civil War Centennial Commission.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, February 19, 1963

MR. PRESIDENT: The Committee on Rules has examined :

Senate Bill No. 33

Senate Bill No. 101

Senate Bill No. 56

Senate Bill No. 111

Senate Bill No. 86

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 20, 1963

MR. PRESIDENT: The Committee on Rules has examined :

Senate Bill No. 134

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, February 20, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 75

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, February 20, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Senate Bill No. 7

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

STURGEON, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, February 20, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 93

Senate Bill No. 94

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 93

Senator Geddes moved that Senate Bill No. 93 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 93—An act to amend Sections 18102 and 18103 of the Education Code, relating to allocations for blind pupils.

Bill read second time.

Motion to Amend

Senator Geddes moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 20 and 21, and insert "pupils for which state or federal funds were allowed are property of the State and shall be".

Amendment No. 2

On page 2, strike out lines 20 and 21, and insert "equipment purchased for blind pupils for which state or federal funds were allowed are prop-".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 94

Senator Geddes moved that Senate Bill No. 94 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 94—An act to add Chapter 5 (commencing with Section 10301) to Division 8 of the Education Code, relating to specialized teaching materials.

Bill read second time.

Motion to Amend

Senator Geddes moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "materials", insert ", and making an appropriation".

Amendment No. 2

On page 1, line 9, after "central", insert "clearing house-".

Amendment No. 3

On page 1, after line 23, insert "SEC. 2. There is hereby appropriated from the General Fund in the State Treasury to the Department of Education the sum of twenty-eight thousand dollars (\$28,000) for the 1963-1964 fiscal year, for the purposes of carrying out the provisions of Chapter 5 (commencing with Section 10301) of Division 8 of the Education Code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

LETTER OF TRANSMITTAL

SENATE FACT FINDING COMMITTEE ON GOVERNMENTAL ADMINISTRATION

STATE CAPITOL, SACRAMENTO

February 20, 1963

Hon. Glenn M. Anderson
President of the Senate

DEAR MR. PRESIDENT: The Senate Fact Finding Committee on Governmental Administration was authorized by letter from the Senate Rules Committee of September 21, 1961, to "Study Section 17303 of the Education Code, as it relates to the County School Service Funds, and to review the duties, functions, and responsibilities of the County Superintendent of Schools."

We hereby submit a preliminary report, which has been approved by the committee, entitled, "An Analysis of the Helpfulness of Certain Aspects of the School Program to Classroom Teaching."

The committee wishes to express its appreciation to the various agencies, the various county superintendents of schools, and the school districts who gave their full co-operation to the committee in performing this study. The committee also wishes to thank the many classroom teachers through the State who responded with great sincerity and candor and whose responses form the basis for this report.

Respectfully submitted,

STANLEY ARNOLD, Chairman
JOHN C. BEGOVICH
GEORGE MILLER, JR.

VIRGIL O'SULLIVAN, Vice Chairman
LUTHER E. GIBSON
ROBERT D. WILLIAMS

Letter of transmittal ordered printed in the Journal, and the Report printed in the Appendix to the Journal.

Motion to Print Report

Senator Arnold moved that 2,500 copies of the Report "An Analysis of the Helpfulness of Certain Aspects of the School Program to Classroom Teaching," by the Senate Fact Finding Committee on Governmental Administration, be printed for distribution.

Motion carried.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Cameron:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, February 13, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 562—An act to add Section 4302.7 to the Government Code, relating to public purchases, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR CAMERON

Request read, and referred to Committee on Rules.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Begovich:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, February 20, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 477—An act to add Section 11153 to the Penal Code, relating to registration of persons convicted of arson.

Respectfully submitted,

SENATOR BEGOVICH

Recommendation of Committee on Rules

SENATE CHAMBER, February 20, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Begovich:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 477.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, February 20, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 477

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 477

Senator Begovich moved that Senate Bill No. 477 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 477—An act to add Section 11153 to the Penal Code, relating to registration of persons convicted of arson.

Bill read second time.

Motion to Amend

Senator Begovich moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 5, of the printed bill, strike out "or is released from a state hospital to which"; and strike out lines 6 to 8 inclusive; and insert "shall, prior to such discharge or".

Amendment No. 2

On page 2, line 10, strike out "or hospital".

Amendment No. 3

On page 2, line 15, strike out "or hospital".

Amendment No. 4

On page 2, line 19, strike out "or hospital".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

RESOLUTIONS

The following resolutions were offered:

By Senator Farr:

Senate Resolution No. 65

Relative to commending Ansel Adams

WHEREAS, Ansel Adams is one of the world's foremost natural life photographers, a Fellow of the Royal Photographic Society, Photographic Society of America, and founder of the Department of Photography at the California School of Fine Arts; and

WHEREAS, Ansel Adams boldly interprets and advances the beauty and importance of wilderness, as illustrated by his following statement: "... the parklands of America should always represent an enlightened relationship of nature and man. The measure of enlightenment will be man's ability in the special places to recognize that the natural things which are there already are good things. These we inherit."; and

WHEREAS, Ansel Adams has held three Guggenheim Fellowships and was graciously honored by the University of California in 1961 by the award of the honorary degree of Doctor of Fine Arts; and

WHEREAS, *This is the American Earth*, by Ansel Adams, was lauded as one of the Forty-six Notable Books of 1960 by the American Library Association and in 1962 his book, *These We Inherit*, which is designed to "encourage the spectator to seek for himself the inexhaustible sources of beauty in the natural world about him" was published; and

WHEREAS, America's scenic resources which we explore and enjoy today were not saved by accident; and

WHEREAS, Ansel Adams takes his place among the dedicated men whose photographic art helps to interpret and safeguard the natural beauties of America; now, therefore, be it

Resolved by the Senate of the State of California, That its members extend to Ansel Adams their heartfelt commendation and respect for his work in preserving the beauty of America and wish him continued success in all his activities; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Ansel Adams.

Resolution read, and referred to Committee on Rules.

By Senator Pittman:

Senate Resolution No. 66

Relative to Seventy-fifth Anniversary of the Founding of the
Chico State College

WHEREAS, Chico State College has designated the academic year, 1962-63, to celebrate the Seventy-fifth Anniversary of its founding on April 8, 1887, as the Northern Branch State Normal School of California; and

WHEREAS, The bill to establish the Northern Branch of the State Normal School to be located in a county north of the City of Marysville was sponsored by Senator A. J. Jones of Oroville and Assemblyman Allen Henry of Chico at the 1887 Special Session of the Legislature and signed by Governor Washington Bartlett on March 9, 1887; and

WHEREAS, Today Chico State College is the second oldest of the California State Colleges; and

WHEREAS, Chico State College is the only four-year and graduate degree granting college in its service area of over 26,000 square miles embracing the counties of Butte, Shasta, Siskiyou, Trinity, Modoc, Plumas, Tehama, Glenn, Lassen; and

WHEREAS, In its capacity as an institution of higher education, Chico State College has, from the time of its establishment as a normal school throughout its growth and development as a state college, been dedicated to enriching and improving the quality of living and of life for the people of Northeastern California; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate and the Members thereof take this occasion to express to Chico State College appreciation on their own behalf and on behalf of the people of California for 75 years of outstanding contribution to the intellectual and cultural growth of the State of California; and be further

Resolved, That the Senate and the Members thereof also offer encouragement to Chico State College to build upon this foundation and heritage of over three-quarters of a century and to move forward with determination and purpose to meet the ever increasing needs of the youth and society of the decades to come; and be it further

Resolved, That the Secretary of the Senate transmit a suitably prepared copy of this resolution to Dr. Glenn Kendall, President of Chico State College.

Resolution read, and unanimously adopted on motion of Senator Pittman.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 105—An act to amend Section 13242 of the Public Utilities Code, relating to bond denominations, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 59—An act to amend Section 12816 of the Vehicle Code, relating to drivers' licenses, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 33—An act to amend Sections 702 and 703 of the Code of Civil Procedure, relating to amounts required to redeem from judicial sale of real property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

By Senators Stiern, Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees,

Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams:

Senate Resolution No. 55

Commending Stanley Kramer for producing the film, "A Child Is Waiting."

WHEREAS, Stanley Kramer has produced a film entitled "A Child Is Waiting" which deals with the condition of mental retardation; and

WHEREAS, This film recognizes that mental retardation is not a hopeless condition and that proper treatment, care, and education can ameliorate the condition; and

WHEREAS, President John F. Kennedy in his message to Congress on February 6, 1963 outlined a program seeking to reduce by one-half the 126,000 persons born each year who are destined to be retarded. The President stated that 15 to 25 percent of the cases are caused by known or suspected factors; that recent studies show that adverse social, economic and cultural factors play a major causative role in mental retardation; and that retardation disables 10 times more persons than diabetes and 600 times more than polio, and thus ranks as a major national health, social and economic problem; and

WHEREAS, The film, "A Child Is Waiting," brings forcefully to the attention of the public the need for funds for research to prevent mental retardation and to care for the mentally retarded; and

WHEREAS, The film, "A Child Is Waiting," brings to public consciousness a matter of national moral concern and does this in a forthright and educational manner; now, therefore, be it

Resolved by the Senate of the State of California, That Stanley Kramer is to be commended for his courage in making this film and for the honesty and integrity of his production; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Mr. Stanley Kramer.

Resolution read, and unanimously adopted on motion of Senator Stiern.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 25—An act relating to the tide and submerged lands granted to the City of Vallejo by Chapter 310 of the Statutes of 1913, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 35—An act to add Section 13109.2 to the Government Code, relating to letting of state property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade,

Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 741: By Senator Petersen—An act to amend Sections 8210 and 8211 of the Fish and Game Code, relating to salmon.

Referred to Committee on Fish and Game.

Senate Bill No. 742: By Senator Pittman—An act to add Article 6 (commencing with Section 22170) to Chapter 1 of Part 5 of Division 11 of the Water Code, relating to irrigation districts.

Referred to Committee on Water Resources.

Senate Bill No. 743: By Senator Geddes—An act to amend Section 17601 of the Elections Code, relating to counting of ballots.

Referred to Committee on Elections.

Senate Bill No. 744: By Senator Cameron—An act to repeal Sections 454 and 455 of, and to amend Section 456 of, the Fish and Game Code, relating to antlerless deer.

Referred to Committee on Fish and Game.

Senate Bill No. 745: By Senator Cameron—An act to amend Section 455 of the Fish and Game Code, relating to deer hunting.

Referred to Committee on Fish and Game.

Senate Bill No. 746: By Senators McAtter and Holmdahl (Co-authors: Assemblymen Gaffney, Meyers, and Foran)—An act to amend Section 553 of the Welfare and Institutions Code, relating to juvenile courts.

Referred to Committee on Judiciary.

Senate Bill No. 747: By Senators Dolwig, Sturgeon, and Rees—An act to amend Section 14207 of the Elections Code, relating to the hours for voting.

Referred to Committee on Elections.

Senate Bill No. 748: By Senator Dolwig—An act to provide for the creation of the West Bay Rapid Transit Authority and prescribing the powers and duties thereof; authorizing the authority to construct and operate an interurban rapid transit system; providing for the issuance and sale of revenue bonds, and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein.

Referred to Committee on Transportation.

Senate Bill No. 749: By Senators Collier, Burns, Dolwig, Weingand, Nisbet, Backstrand, Williams, Short, Teale, Cameron, Schrade, Rees, Stiern, Lagomarsino, Geddes, Sturgeon, Rodda, Miller, Bradley, O'Sullivan, Arnold, Begovich, Gibson, Quick, Regan, Way, Donnelly, Murdy,

Grunsky, and Symons—An act to add Chapter 8.5 (commencing with Section 1501) to Part 1 of Division 1 of the Public Utilities Code, relating to water service duplication.

Referred to Committee on Public Utilities.

Senate Bill No. 750: By Senator Bradley—An act to add Section 1422.1 to the Labor Code, relating to fair employment practices.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 751: By Senator McAteer—An act to amend Sections 506, 5001, 5003, 5006, 5006.1, and 5017 of the Public Resources Code, relating to state parks.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 752: By Senator McAteer (Coauthor: Assemblyman Rumford)—An act to amend Section 24755 of, and to add Section 24755.1 to, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 11.51 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Thursday, February 21, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-EIGHTH LEGISLATIVE DAY

THIRTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, February 21, 1963

The Senate met at 11 a.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Heavenly Father, As we watch out the vigil of the feast which commemorates he who is known as the "Father" of this country, we ask that we may be ever worthy sons of him and of Thee. The qualities that most distinguished the character of our noble forebear were integrity and strength. Surely the spirit of this nation has been cast in his mold; may it be well cast. Grant, O Lord, that this nation may ever stand boldly before the world unequalled in strength and integrity; that we may be a people of strength and integrity. May this land be fathered, the fatherland that nourished us, be ever blessed; and may we at length find our way to our true and lasting homeland, our eternal fatherland with Thee. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Backstrand, on motion of Senator Bradley, due to illness.

Senator Petersen, on motion of Senator Lagomarsino, on legislative business.

Senator Regan, on motion of Senator McAteer, on legislative business.

Senator Gibson, on motion of Senator Cameron, on personal business.

Senator Rattigan, on motion of Senator McCarthy, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Walter Kane of Bakersfield.

On request of Senators Williams and O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Burlington of Hanford and Mrs. Dorothy Gilman of Fresno.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor and Mrs. Harry Shepard of Montebello; Dr. and Mrs. C. H. Martin and family of Covina; and Dr. and Mrs. D. K. Greene of El Monte.

On request of Senators Rees and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Wilkins of North Sacramento.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Fred Ching, President of Hartnell College at Salinas; and Dr. Fred Huber, President of Monterey Peninsula College at Monterey.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Marcel LaFont of Buena Park.

On request of Senators Sturgeon and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Dean Sloan of Sacramento.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. E. K. Fretwell of Albany, New York; Mr. Merle Barrowman of New York City; and Mr. Nicholas Masters of New York City.

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Scotts Valley Union Elementary School of Santa Cruz: *Adults*—Edwin B. Swanson, district superintendent; David Horlock, Mrs. Joan Williams, and Mrs. Dorothy Rich. *Students*—Joan Allen, Joan Baker, Mimi Bellack, Michael Belt, Charles Bennett, Sherry Bentley, Michael Berger, Kathy Bishop, Jim Boyle, David Brown, Diana Brown, Jim Bull, Sharon Burdick, Amos J. Carson, Jo Ann Chatlien, Tina Cordy, Alison Crafts, Cheri Craig, John De Vries, Philip English, Sue Fallis, Kathy Fankell, Richard Frank, Jay Frye, Michael Fyfe, Lorraine Gifford, Calvin Gordon, Linda Gray, Linda Gustavson, Richard Harra, Mike Hawley, Todd Hebbro, Linda Heikkila, Peggy Henderson, Judy Hoegerman, Ricky Homer, Stan Huber, Ron Hunter, Edward Jackson, Steve Jonsson, Tom Koch, Eileen LaFrance, Gary Lambert, Ronald Long, Rickie Lytle, Pat Mansker, Linda Martin, Donna Mayberry, Judy Mayberry, Bonnie McCreary, Vali Jean Mitchell, Nancy Murphy, Vickie Nesbitt, Arthur Newby, Doug Nunes, Tim Olsen, Bill Osgood, Joleen Ovind, Richard Patton, Linda Perry, Steve Poehland, Mary Prieth, Susan Rehn, Robbie Rossner, Larry Rutherford, Mike Scarborough, Philip Seofield, John Sexauer, Toni Sheldon, Connie Snider, Eleanor Staubus, Sharon Stoops, Virginia Suess, Barbara Todd,

Larry Weed, Charles Wells, Candace Whitfield, Richard Whittingham, Eugene Wilson, Lonnie Wilson, Gordon Wood, Katy Wyckoff, David Yeazell, and John Young.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of St. Mary's School of Los Gatos: *Teachers*—Sister M. Gertrude Theresa and Sister Mary. *Students*—Scott Altmann, Denise Antonowicz, Jacqueline Block, Mary Beth Brock, Gregory Conn, Marjorie Dias, Catherine Donati, James Duggan, Victoria Edillo, Michael Emery, Richard Evans, Mary Ellen Fish, Colleen Flynn, Thomas Griffin, Donald Hall, Marshall Harte, Patrick Haverly, Valerie Jones, Sally Keith, Daniel Kindle, Stephen Klem, Christine Lazaneo, Daniel Lindner, Carol Lindsay, Susan Lynott, Nancy Marrone, John Mayer, James McGinty, Michelle McGuire, Catherine Miller, Kathleen Miller, William Moreland, Paul Muller, Ricky Nichols, Terrence O'Connell, Rhoda Pluckebaum, Dennis Poncato, Mary Louise Rankin, Bruce Raye, James Rodgers, Tim Sorenson, Thomas Sorenson, Pamela Swanson, Volney Van Dalsem, Michelle Vizzard, Ronald Zappelli, and Carol Woodhams.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ray Hanson, Mr. Jerry Doud, and Mr. Edwin Taylor, teachers; and the following students of Woodbridge Elementary School of Woodbridge: Tom Babcock, Lyndon Bittle, Billy Crete, Greg Flanagan, John Handel, Charles Henry, Dallas Kort, Curtis Kramlick, Rudolph Maldonado, Larry Orr, Jim Owen, Kelly Lauth, Jeffrey Peterson, Steven Seibel, David Senecal, Ronald Wheeler, Wayne Mayer, Dianna Adams, Cheryl Anders, Sylvia Bender, Jackie Blighton, Nancy Bowman, Kathy Buller, Cheryl Ehrlich, Janice Faehner, Renee Land, Kristine Leach, Alice Loyd, Pam McFadden, Adrienne Riekey, Sandra Schopp, LaVonne Shanklin, Carol Triolo, Peggy Walden, Margaret Wass, DeLoise Williams, David Anderson, Stephen Behunin, Jack Christy, Wayne Diede, Dennis Erlich, Martin Esau, Steven Gregg, Lloyd Hittle, Karl (Lee) Kessler, Jack Maple, Kelley Moser, Bryan Rinaudo, Larry Seibel, Clinton Stark, Larry Taddei, Michael Walker, Donald Wheeler, Lorena Comer, Kathleen Dickhoff, Maureen Elhard, Rosemary Fields, Georgeane Flickinger, Laura Foge, Mary Harmon, Carolyn Hines, Marlene Koepplin, Shirley Maranise, Marsha Perry, Lorraine Presto, Marcia Riggle, Mary Susan Richards, Carolyn Robbins, Donna Robey, Michelle Smith, Dianna Tuma, Doyle Amo, Billy Babitzke, Randy Bennett, Dale Bricker, David Cash, Mark Hofer, Gary Lauth, Teddy Lehr, Rod McLaughlin, Pat Murphy, Allen Parton, James Payne, Jim Peterson, Roger Richerson, Bob Taylor, Mark Trujillo, Tommy Vitale, Chelleen Cannon, Mary Ann Cummings, Darla Dodd, Susan Faszler, Phyllis French, Wanda Goings, Jennifer Highsmith, Sandra Holdaway, Nancy Kessler, Dianne Kishida, Kathy Neal, Colleen Quarnstrom, Jean Senecal, Jerry Sharer, Kathy Stone, Sylvia Wiebe, and Mary Beth Wilson.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mildred D. Myers and General Frank C. Myers of Fallbrook; Miss Pia Puonti, an

exchange student from Finland; Miss Denis Cantrell, a candidate for exchange student program from Fallbrook; and Miss Martine Marechal of Belgium.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard Long, who is with the Chino Basin Municipal Water District, of Cucamonga; and Dr. H. J. Sheffield, President of San Bernardino College.

On request of Senator Symons, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Carl Muth and Councilwoman Wilma Muth of Bishop.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, ECONOMIC DEVELOPMENT AGENCY
DEPARTMENT OF FINANCE, STATE CAPITOL
SACRAMENTO, February 19, 1963

Hon. Hugh Burns
President pro Tempore of the Senate
State Capitol Annex, Room 3044
Sacramento, California

DEAR SIR: In accordance with Section 11555, Government Code, the Economic Development Agency herewith submits its Annual Report for 1962.

Sincerely,

LEWIS M. HOLLAND, Commissioner

Encl.

Letter of transmittal ordered printed in the Journal, and Report filed with the Secretary of the Senate.

MESSAGES FROM THE GOVERNOR

STATEMENT OF GOVERNOR EDMUND G. BROWN

on

SOCIAL WELFARE

To the Senate and Assembly of the Legislature of California:

Three years ago, I proposed to the Legislature that California undertake a thorough, intensive inspection of social welfare problems and programs. I was prompted by urgent concern over this paradox: in a basically healthy and expanding economy, the number of Californians requiring public assistance has not diminished and, following each recession, has reached successingly higher proportions of the working population.

This paradox has failed to yield to increasingly large expenditures on welfare programs and to the best efforts of the many dedicated men and women who carry them out, creating a mounting sense of public frustration with welfare, frustration which carries with it the potential of irresponsible action like that which took place in Newburgh, New York.

The need for action was obvious. But clearer still was the need for detailed facts and thoughtful, objective consideration from which we could proceed to responsible and effective action.

You shared my concern for this kind of action and authorized the establishment of a Welfare Study Commission. It was charged with three responsibilities. First, to determine the causes of dependency in California. Second, to define the goals for public welfare which are appropriate to the needs and the aspirations of the people of California and their financial resources. Third, to study the administration of welfare programs and recommend the reforms needed to make programs responsive to the needs they should serve.

In its report to the Legislature and the Governor, the commission has discharged its responsibility fully and with great distinction.

The men and women of the study commission devoted great amounts of time and effort to preparing this report and even greater amounts of serious thought and deliberation. The result is a landmark in California's welfare history and the first study of this depth and scope to be undertaken in any state.

In this effort, representatives of county government joined wholeheartedly with state officials and private citizens. Their accomplishment carries forward the tradition of active citizen participation in government which is one of California's great assets. It has gained the members of the commission the gratitude of their government and their fellow citizens.

In years past, it was not difficult for the citizen to see the reasons for the number of people on the welfare rolls. He had only to look in his newspaper to learn that "hard times" had come to the American economy and because of them, people were out of work and were turning to their fellow citizens for temporary help.

They got that help: food for the table and a little money—very little—to buy absolute necessities until the hard times were past and the family breadwinner could find a job.

This was the case in the early thirties when most of this country's social welfare legislation was enacted and when the single, clear purpose of public assistance was temporary aid to tide over the family of the man who was forced out of work.

What was the case in 1933 is not the case in 1963; and, though circumstances have changed, the goals of welfare programs have remained much the same.

It is between these two facts that the heart of the controversy over social welfare programs in California and the entire nation dwells.

The worker who lost his job in 1933 knew the reason. The factory was forced to shut down or cut back drastically because the economy of the area—if not of the whole country—was in a slump. When the slump ended, as everyone knew it would eventually, he could look forward to returning to work and to the dignity and self-supporting status which work brings to a man.

The California worker who loses his job in 1963 has no such clear understanding of his personal misfortune. His factory has not shut down. It has never been doing better. The economy of his state is not in a slump. It, too, has never been better.

He looks around him to see a state whose economy produces enough each year to care more than adequately for the needs of everyone. A billion pounds of cotton is grown every year. Three billion quarts of milk is produced. Five billion dollars worth of construction goes up every year and twelve billion dollars worth of manufactured goods rolls out of factories. He sees a state whose citizens earn enough money to put the average annual income for every man, woman, and child at \$3,000 and the average annual family income at more than \$7,000.

He understands clearly enough that his job has been taken by a machine or that the rapidly changing technology of his industry no longer requires his particular skill.

That understanding will not sustain him very long as his savings melt away and, at the end of them, he turns to his government for the wherewithal to keep his family and himself going.

Nor will it ease the frustration of being unable to find a new place of work in which his skill is useful.

More frustrating and even harder are the circumstances faced by the Californian who never had a skill, the man who since childhood has lacked education, training, encouragement, and opportunity. The only kind of job he can hold is the job which does not exist any more.

The plights of both these men illustrate a truth about poverty in modern California—a truth which we must grasp if we are to deal with the dependency which results from poverty. These twin plagues, poverty and dependency, do not stem from the ancient problem of an *economy* with low production levels.

They stem from the problem of *individuals* with low levels of production or none at all. Poverty and dependency in California today are as modern as the missile factory and de facto segregation; as up-to-date as the automatic ditchdigger and the zip gun. Of all the products of this State, they are the ugliest and the most costly.

Who are the nonproducers and the low-producers of California? What are the forces which impoverish them and make them dependent?

They are the workers whose skills and training do not match the jobs available.

They are the aged who have been unable to accumulate, in the productive years of their lives, the money to satisfy the needs which exist as much after retirement as before it, those inadequately covered by social security, those without money for the extremely high costs of medical care which age demands.

They are the mothers and their children who have lost their breadwinner or whose breadwinner can no longer provide for their needs.

They are the physically and mentally disabled without adequate financial resources.

They are those whose educations do not match the demands of an increasingly technical economy and an increasingly complex society. The likeliest recruits to their ranks are the 50 percent of our population 25 years and older who have less

than a high school education; the 15 percent of the same age group who never even graduated from grade school, a group replenished annually by a distressingly high dropout rate in our schools.

They are those most vulnerable to a recession.

They are those whose low economic status, low educational status, and slight employment opportunity are matched by restricted opportunity for social contacts—those who are not permitted a full stake in our life as a community. These are the residents of the "trap" ghetto where the way out is blocked by racial restraints, by lack of economic opportunity, and by a circle of hopelessness bred of these two factors.

They are the half million Californians who have what can only be described as poverty incomes. There are another half million who have incomes which permit only bare subsistence. These are the men, women and children who form the leading edge of poverty and dependency in this State. Standing behind them are an additional three million whose incomes are barely adequate. In sum, they are the four million Californians who have no hedge, no cushion against loss of income or other financial catastrophe. They live precariously on the margin of our economy.

The forces which put them where they are—lack of training, education and a stake in our society—operate most forcefully among our minority citizens, specifically Negroes and Mexican-Americans.

At a time when the less skilled are increasingly liable to be without jobs, the Negro and the Mexican-American are disproportionately underskilled. And at a time when the less educated are increasingly liable to be without jobs, these same people are disproportionately undereducated.

The figures are clear: 60 percent of the Negroes in California 25 years old and older have not finished high school compared with 47 percent of whites in the same age group. The actual disparity here is concealed because the figures for whites include Mexican-Americans who are even more the victims of lack of education than the Negroes: in 1950, 50 percent of our population with Spanish surnames in the 25 years-or-older age bracket had less than eighth grade educations compared with 35 percent for the corresponding age bracket among Negroes and 15 percent for whites.

Whether white, Negro, Mexican-American, Japanese or Chinese, the poor of California face a common situation: increasingly they tend to be trapped in their poverty; increasingly they tend to be concentrated among definable groups; increasingly they tend to be insulated from the rest of the community.

As this insulation develops and poverty becomes more concentrated, it also becomes less visible to the rest of us. Those who live in the suburbs begin to think that poverty has been eradicated because they do not see it where it exists increasingly: in the central cities. In the midst of the Affluent Society, the presence of the Other America of poverty and dependence tends to slip from the consciousness and from the conscience of the community. If this happens, the problem slips, perhaps irretrievably, beyond the reach of timely corrective action.

California in 1963 faces modern problems of poverty and dependency which do not yield to the solutions applied in former days to other problems. It is clear that to continue to apply those solutions is to continue the waste of human and financial resources they entail.

There is an alternative: action which is keyed to present problems. This is the action I recommend to you. Its purpose is to get people off welfare rolls and back on their own feet.

First, we must complete the change in emphasis in our public assistance programs from the cash dole philosophy which has ruled them since their beginning in the 1930s. We must place the emphasis on restoring the individual's capacity to support himself and on preparing children for futures of self-reliance.

Second, we must seek out and correct the causes of poverty: lack of education, lack of training, and lack of economic opportunity.

Third, we must make our programs in the field of social welfare, and the administration of them, sounder fiscally, more effective, and more efficient.

These are the goals toward which the following recommendations are aimed.

I

I ask you to amend the Welfare and Institutions Code to state rehabilitation as a major objective of public assistance and the right of the State to require this as the objective in local administration of programs.

This new emphasis on self-reliance, self-care and self-support means more than vocational or physical restoration. It means helping individuals to understand social, physical, and psychological problems and to apply personal will to their solution so they may achieve their maximum potential for self-support and normal living. It means helping strengthen family life by assisting parents to understand the needs of their children and to improve the care of their children so they, in turn, may live normal lives, develop their capacities to the maximum, and achieve personal and economic independence.

It is my firm conviction, based on the best professional advice, that such programs will go far toward ending a sorrowful waste of human resources and, in the long run, reduce the taxpayers' welfare burden.

Putting the emphasis on rehabilitation will bring the goals of social welfare in California in line with the new goals of federal welfare programs and make available additional federal funds with which counties can double the amounts they can spend for rehabilitative programs.

This is an important first step, both legally and symbolically, toward placing the accent where it belongs in assistance programs. I urge you, as men responsible for welfare programs, to go out in your counties, as members of the study commission did, to see welfare recipients at first hand and get a clear idea of their needs. I also urge you and the welfare officials of the State and counties to join me in increasing public understanding of the practical benefits of aiding people to get off welfare and preventing dependency.

I ask you to authorize the payment of aid in federally assisted programs as soon as need and apparent eligibility are established. Present requirements mean that aid is delayed until the applicant's need is formally established or that county general relief funds are used in the interim. This change will allow speedier diagnosis and treatment of needs and will avoid the extreme hardship like that which recently caused one mother to throw a bottle through a shop window to attract attention and help to her family. This change is made necessary by the inadequacy of general relief programs in a number of counties. Aid paid as a result of the change would be chargeable against county general relief only if the applicant is later determined to be ineligible for a federally aided program. In such instances, I recommend that the State share assistance costs.

Through administrative action, I will seek the establishment in each county of a unit where the needs of aid recipients can be diagnosed and rehabilitative treatment begun as soon as application for aid is made.

Well trained social workers are the backbone of an effective restoration program. The training facilities in our state university and state colleges need substantial expansion. The study commission will report soon on discussions of this subject now underway with university and college officials. I expect this report to provide a basis for future proposals which will permit use of federal funds now available for training.

My administration will, in the coming months, increase its attention to the need for more preinduction training and on-the-job training of social workers and for stimulating social workers to take additional professional training.

The dependent family is the concern not only of the welfare agencies but also of probation officers, educators, health officials and employment and corrections agents. All of them share a responsibility to co-operate in planning needed programs and services. I will ask the Social Welfare Board and the appropriate government agencies to make an extensive study of the problems of families and the protection of children and to define more clearly the roles each agency should play. This study group also will be asked to consider the feasibility of a unified jurisdiction and body of procedure in cases involving families and children.

II

By far the larger part of California's welfare burden is carried in the federally aided categories of assistance. The State must conform to federal policies in these programs in order to get federal funds. Therefore, it must insure that the administration of these programs in the 58 counties meets federal requirements. This State responsibility to the federal government is balanced by its responsibility under California's strong tradition of home rule to promote and protect vigor, initiative and creativity in local administration of aid programs within the framework of the federal requirements.

In the interests of better and more efficient welfare administration, the relationship of state and county government must be more clearly stated. Therefore, I ask you to amend the Welfare and Institutions Code to:

1. Declare the administration of public welfare to be a matter of statewide concern.
2. Continue vesting county authority in the boards of supervisors with the provision that the boards shall assign the responsibility for administering this authority to a specified department of county government with a director who shall administer and enforce the law and the regulations of the State Department of Social Welfare.
3. Specify the methods by which the State shall meet its responsibility of securing statewide provision of assistance and service in these aid categories.

III

At present, state-county cost-sharing arrangements are a cumbersome patchwork of separate formulas negotiated individually over the years as long established welfare programs have been expanded. The result is that in our seven major aid categories, such as Old Age Security, Aid to the Needy Blind and so forth, there are some 20 different formulas governing the sharing of costs for assistance, medical care and administration where one formula would do.

This situation causes waste of administrative effort and makes sound fiscal planning difficult. Worse, the county contributions, and thus the property taxpayer's burden, are subject to startling fluctuations over short periods of time and to unfair variations from county to county.

The recommendations of the Welfare Study Commission do not go far in the direction of inter-county equalization of welfare burdens. Nevertheless, I urge adoption of the principles of those recommendations as an important measure of reform. A single formula should govern sharing of costs in all the federally aided welfare programs. County costs of administering those programs should be shared on the same basis. In each county, the State's proportionate contribution should increase by steps as county costs increase in terms of cents on the property tax rate.

I will offer this statutory revision in draft form so fiscal information which will become available during this session can be combined by state and county authorities with recommended program changes in the setting of a new cost-sharing arrangement.

IV

If we are to succeed in getting individuals off the welfare rolls and back to self-support, we must have continuous study of the needs of the poor and constant appraisal of how well our service programs meet those needs. We need a group of knowledgeable and dedicated citizens charged with the responsibility of guiding the Governor and the Legislature and serving as a sounding board for the social welfare needs in our State. In short, this group should serve as the conscience of the people of California in social welfare.

I firmly believe that this vital function is best performed by the State Social Welfare Board. The board should be freed of the day-to-day work which now consumes its time so the able men and women who are its members can concentrate on this task.

For these reasons, I ask you to transfer to the director of the Department of Social Welfare the board's functions of adopting regulations, setting personnel standards, hearing appeals and determining policy.

Such a change would vest the authority and responsibility for making social welfare policy in the director of social welfare who is responsible to the Governor. In the last analysis, it is the Governor whom the people hold responsible for the exercise of this authority.

We now have a number of different categories of need and corresponding categories of aid which often bear little relation to the actual needs and circumstances of the individual. This fact causes unnecessary complexity in our welfare programs and complications in their administration which might be remedied by adoption of a single classification of aid for adults and one for children. The problem merits close study and experiment before comprehensive changes can be recommended. In the meantime, I ask the Legislature to:

1. Provide for recodification of the Welfare and Institution Codes to consolidate and simplify legislative requirements for eligibility and standards.

2. Authorize the Department of Social Welfare to join the federal Department of Health Education and Welfare in an experiment with a single aid classification in selected counties. This entails allowing the department to waive or modify conflicting legal provision of the separate aid categories for the purpose of the experiment.

3. Adopt for all aid categories the plan now in effect in the Aid to the Totally Disabled program to control aid expenditures. In other programs, the Legislature has set arbitrary payment ceilings which cannot be exceeded. In the ATD plan, control is exerted through a ceiling on the average of *all* payments rather than on individual payments. This allows the department flexibility in meeting the needs of individuals in exceptional situations.

A prime purpose of achieving simplification and uniformity in programs is to free the social worker of paperwork and give him more time with people who need his help. I will instruct the Department of Social Welfare to do everything within its authority to achieve that end.

V

There are provisions in two of our categorical aid programs which, because they entirely overlook the economic causes of dependency, work unnecessary and harsh penalties upon those in need of aid. I refer to the Aid to Needy Children program, which does not recognize the parent's unemployment as a justification for aid; and the Aid to the Totally Disabled Program, which does not recognize unemployment due to permanent disability as justification for aid unless the disability is so severe that it requires personal care or supervision.

In both cases, the strictures of our laws, in addition to going against California's generally humane concept of public assistance, place many disabled citizens and unemployed breadwinners, and their families in dire circumstances. Unable to qualify

for aid in the ATD or ANC programs, they are forced to apply for county general relief for their subsistence. In many instances, the study commission found that general relief levels meet so little need that they cannot be considered anything more than emergency programs. In addition, general relief carries fixed time limitations in most counties. When those limitations are reached the disabled and the unemployed breadwinner face the blank wall of privation for themselves and their families.

It is clear that in many areas of our State where general relief provisions are both inadequate and of fixed duration, the denial of ANC to the families of the unemployed promotes family disintegration and moral degradation.

The average amount of county general relief aid which a destitute California family can get is \$66 a month for the entire family and this only for a limited time. Some counties offer no aid regardless of the intensity of the need. As a result, it is now the fact in California that a father who sees his children in want because he cannot find work knows that if he deserts his family, they will receive perhaps \$160 a month plus medical care. That is a small amount. But it is enough to make up the mind of a father in those circumstances.

These legal strictures also make the State ineligible for large sums of federal money which would ease the burden of those counties which try to provide a reasonably high level of general relief out of their own resources.

For these reasons, I urge you to close the gaps in these two programs by:

1. Extending Aid to Needy Children to the children of unemployed parents subject to strict safeguards to prevent chiselling and coupled with a program of work relief, training, and rehabilitation

2. Widening the definition of disability in the Aid to the Totally Disabled program to cover persons unemployable because of permanent disability.

With the adoption of ANC and ATD extensions, a major portion of the present county general relief program caseload will be shifted to the federally aided categories. After the effects of these proposed shifts have been observed for a time, a new study of general relief should be made.

VI

In the face of the Welfare Study Commission's findings about poverty and the relationship of dependency to the broad problems of underprivilege and lack of opportunity, the problems of securing support from absent parents and preventing fraud appear in a new perspective. On the whole, the state and county officials responsible for welfare and law enforcement have done creditable and consistent work which ranks California high among the states in fraud prevention.

Although fraud and willful failure to provide are negligible factors in the high costs of dependency, the policing of them has caused occasional confusion and conflict between welfare and law enforcement officials. The study commission's work in this area has provided a much better understanding of the problems involved and a basis on which future work can proceed in harmony and with common purpose.

My recommendations for providing aid to families of the unemployed will make important contributions to preventing desertion and fraud.

With the co-operation of welfare officials, law enforcement agents and caseworkers, we can police our programs effectively and constructively without resorting to the unfortunate spectacles and unwarranted intrusions involved in so-called "mass raids."

I urge you to adopt the provisions of Assemblyman Crown's AB 366 and to adopt revisions of the Welfare and Institution Codes and the Penal Code which I will submit to you shortly.

These amendments aim to clarify the respective responsibilities of welfare departments and district attorneys and provide a base for their joint action to deal with chiselers; to assure the use of collected funds for the improvement of the family; and to co-ordinate action by the courts, prosecutors and welfare departments.

Your enactment of these recommendations will be a forward step in assuring strong action to protect the honest recipient, the taxpayer and the welfare system.

VII

Dependency is an economic problem. Unless we work vigorously and effectively to correct the causes of dependency, we will fail in our efforts to restore people to dignity and self-support.

All the skill and best efforts of the most dedicated and talented social worker toward this goal cannot avail if the conditions which first created the dependency are left unreformed.

That is why I have coupled the proposals in this message with other programs of action which aim at the causes of dependency, programs which will continue the work in education, human rights, full employment, industrial development, and youth conservation in which you and I have engaged over the last four years.

Basic to the success of this new departure in social welfare is your approval of other measures which have been, or shortly will be, put before you in this session.

California's great system of public education is our most potent asset in reforming the causes of poverty and dependency. But that great force is seriously weakened if conditions at home and in the community result in grudging school attendance and early dropout. Without education and training, young people are likely to wander into the blind alleys of ignorance, uselessness and, ultimately, dependency.

I have proposed programs of compensatory education and youth conservation which bear directly on the dropout problem, as does the study of vocational training programs being undertaken by the Committee on Automation and Technological Changes.

I have asked you to give statutory status to that committee in recognition of the far-reaching importance of its work in searching out the tools with which we may harness the great power of automation and technological change for the benefit of all our people.

I have asked you to continue the job of rolling back the bounds of discrimination and prejudice which deny equal economic and social opportunity to all our citizens.

I have asked you for an Office of California Development to stimulate industrial expansion and employment.

I soon will ask you for the means of aiding our great private building industry to provide decent housing opportunities in a variety equal to the wide range of need which exists in our State.

I ask you, again, to join me in doing everything within our combined power to secure passage of a national program of health insurance for the aged under social security, the surest and best method of allowing our people to set aside during their productive years the reserves necessary to meet the high costs of medical care in later life and the method most in keeping with American ideals and traditions.

I ask your support of all these measures and the measures in this message as individual items of action and, together, as an assault on the roots of poverty, dependency, and suffering in our State.

It is our responsibility to act with courage and decisiveness "upon all these fundamental things which appeal, indeed, to our hearts, but which our minds perceive to be part of the fundamental justice of life."

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and ordered printed in the Journal.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 20, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 25

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, February 20, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Bill No. 34

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, February 20, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 5

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 5—An act to amend Section 262 of, and to add Section 260.5 to, the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 21, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 58
Assembly Bill No. 78
Assembly Bill No. 84
Assembly Bill No. 86

Assembly Bill No. 159
Assembly Bill No. 187
Assembly Bill No. 584

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 58—An act to amend and renumber Section 143.01 of, to amend the chapter heading of Chapter 1 (commencing with Section 3000) of Part 1 of Division 5 of, to amend Sections 452, 3002, 3003, 3004, 3005, 3006, 3009, 3011, 3025, 3026, 3040, 3041, 3042.10, 3045, 3046, 3049, 3051, 3078, 3081, 3083, 3083.1, 3083.3, 3084.1, 3087, 3087.1, 3087.5, 3088.5, 3447, 3447.1, 3447.2, 3460, 3462, 3472.1, and 3473 of, to add Sections 439, 459, and 3041.5 to, and to repeal Sections 2181.06, as added by Chapter 1994 of the Statutes of 1961, 3401.5, 3404, 3405, 3408, 3411, 3421, 3430, 3431, 3433, 3445, 3446, 3447.15, 3447.25, 3447.3, 3448, 3449, 3451, 3461, 3462, 3462.1, 3470, 3471, 3471.5, 3473.2, 3474.5, 3475, and 4163.5 of, the Welfare and Institutions Code, relating to public assistance, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Assembly Bill No. 78—An act to amend Section 28157 of the Government Code, relating to county officers.

Referred to Committee on Local Government.

Assembly Bill No. 84—An act to amend Section 28141 of the Government Code, relating to compensation for public service in counties.

Referred to Committee on Local Government.

Assembly Bill No. 86—An act to amend Section 24100 of the Water Code, relating to irrigation districts.

Referred to Committee on Water Resources.

Assembly Bill No. 159—An act to amend Section 74821 of the Government Code, relating to the Sunnyvale Judicial District.

Referred to Committee on Local Government.

Assembly Bill No. 187—An act to add Section 70.1 to the Civil Code, relating to marriages.

Referred to Committee on Judiciary.

Assembly Bill No. 584—An act relating to the acquisition and improvement of real property in the City of Sacramento, making an appropriation and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 21, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 3

Assembly Concurrent Resolution No. 22

Assembly Concurrent Resolution No. 33

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 22—Relative to a study of a state park unit in the Clear Creek area in Lassen County.

Referred to Committee on Water Resources.

Assembly Concurrent Resolution No. 33—Relative to directing the State Department of Social Welfare to inquire into and eliminate duplicative investigative procedures.

Referred to Committee on Governmental Efficiency.

Assembly Joint Resolution No. 3—Relative to the establishment of a new national cemetery.

Referred to Committee on Military and Veterans Affairs.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 20, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 105

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Finance

SENATE CHAMBER, February 21, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 14

Senate Bill No. 30

Senate Bill No. 19

Senate Bill No. 114

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MILLER, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, February 21, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 53

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 53

Senator Collier moved that Senate Bill No. 53 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 53—An act to add Section 29007 to the Vehicle Code, relating to towing devices.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after the first "to", insert "amend Section 5201 of, and to".

Amendment No. 2

In line 2 of the title strike out "towing devices", and insert "license plates".

Amendment No. 3

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 5201 of the Vehicle Code is amended to read:

5201. License plates shall at all times be securely fastened to the vehicle for which they are issued so as to prevent the plates from swinging and shall be mounted not less than 12 inches nor more than 60 inches from the ground in a position to be clearly visible, and shall be maintained in a condition so as to be clearly legible. No covering shall be used on license plates which is not of a type approved by the California Highway Patrol.

SEC. 2. Section 29007 is added to said code, to read:".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, February 21, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 28

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 28

Senator Collier moved that Senate Bill No. 28 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 28—An act to repeal Section 26310 of, and to add Section 26508 to, the Vehicle Code, relating to air brake safety devices.
Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 9, of the printed bill, after "vehicles", insert "and every towed vehicle".

Amendment No. 2

On page 2, strike out lines 26 and 27.

Amendment No. 3

On page 2, line 28, strike out "(d) A towed vehicle", and insert "(c) Towed vehicles".

Amendment No. 4

On page 2, line 40, strike out "division (h)", and insert "divisions (h) and (i)".

Amendment No. 5

On page 2, line 41, strike out "(e)", and insert "(d)".

Amendment No. 6

On page 2, line 42, strike out "systems", and insert "system".

Amendment No. 7

On page 2, line 43, strike out "any failure in", and insert "a failure in any one part of".

Amendment No. 8

On page 2, line 44, strike out "phragms", and insert "phragm failure".

Amendment No. 9

On page 2, line 46, strike out "operation", and insert "stopping ability".

Amendment No. 10

On page 2, lines 46 to 48, inclusive, strike out "This subdivision does not apply to towed vehicles equipped as specified in subdivision (d)."

Amendment No. 11

On page 2, line 49, strike out "(f)", and insert "(e)".

Amendment No. 12

On page 2, line 50, strike out "applied and released manually", and insert "manually applied, released, and reapplied".

Amendment No. 13

On page 3, line 1, strike out "seat and", and insert "seat. The system shall be designed".

Amendment No. 14

On page 3, lines 2 to 5, inclusive, strike out "an emergency application unless adequate energy is available to make immediate further application from the driver's seat with the required effectiveness", and insert "any reapplication unless there is available a means which can be applied from the driver's seat to stop and hold the vehicle or combination of vehicles".

Amendment No. 15

On page 3, between lines 6 and 7, insert

"(f) No vehicle or combination of vehicles upon failure of the service brake air system shall be driven on a highway under its own power except to the extent necessary to move the vehicles off the roadway to the nearest place of safety."

Amendment No. 16

On page 3, line 14, strike out "braking", and insert "stopping".

Amendment No. 17

On page 3, strike out lines 26 to 36, inclusive, and insert

	Classification of vehicle and combination of vehicles	Stopping force as a per- centage of gross vehicle or combination weight	Deceleration in feet per second per second	Stopping distance in feet
A	Single motor vehicles.....	16.7	5.4	90
B	Combination of vehicles...	19.0	6.1	90".

Amendment No. 18

On page 3, line 41, after "percent.," insert "No test of emergency stopping system performance shall be made upon a highway at a speed in excess of 25 miles per hour."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

RESOLUTIONS

The following resolution was offered:

By Senators McAteer and Rees:

Senate Resolution No. 67**Relative to Brotherhood Week**

WHEREAS, The week of February 17 through 24 has been proclaimed by President Kennedy as Brotherhood Week throughout the United States; and

WHEREAS, Brotherhood Week was initiated by the National Conference of Christians and Jews, an organization founded in 1928 by a number of distinguished Americans for the purpose of advancing mutual understanding and good will among Protestants, Catholics and Jews; and

WHEREAS, Through its wide range of programs for bettering intergroup relations, and its distribution of films and printed materials, this organization has done much to help eliminate prejudice and bigotry from our schools and national life; and

WHEREAS, The N.C.C.J. works unceasingly with fraternal, civic, welfare, labor, veteran, farm, women's and youth organizations to make democratic good will a pattern of American living in every community; and

WHEREAS, In a world tortured by misunderstanding, with members of the human family divided among themselves by barriers of ignorance, fear and tyranny, in which the sole hope of mankind's survival rests on a deepened sense of brotherhood, it is fitting that the Legislature of California take recognition of the high purpose and worthy achievements of the National Conference of Christians and Jews; now, therefore, be it

Resolved by the Senate of the State of California, That the Members hereby commend the officers, members and staff of the National Conference of Christians and Jews for their splendid efforts in combating racial and religious intolerance and join with the President of the United States in proclaiming the week of February 17 through 24 as Brotherhood Week; and be it further

Resolved, That the Secretary of the Senate be directed to present a suitably prepared copy of this resolution to Mr. Victor B. Levit, Chairman, and to Mr. Robert C. DaCosta, Jr., Executive Director, Northern California Headquarters, National Conference of Christians and Jews, and a suitably prepared copy to Mr. Walter N. Marks, Chairman, and Mr. Jacob H. Cunningham, Executive Director, Southern California Headquarters, National Conference of Christians and Jews.

Resolution read, unanimously adopted on motion of Senator McAteer.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 443

Senator Cobey moved that Senate Bill No. 443 be withdrawn from Committee on Water Resources and re-referred to Committee on Fish and Game.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 664

Senator Bradley moved that Senate Bill No. 664 be withdrawn from Committee on Business and Professions and re-referred to Committee on Local Government.

Motion carried.

**MOTION TO PRINT COMMUNICATION FROM LEGISLATIVE
BUDGET COMMITTEE**

Senator Miller moved that the following communication from the Joint Legislative Budget Committee regarding Teachers' Retirement System (out-of-state teaching experience) be printed in the Journal.

Motion carried.

CALIFORNIA LEGISLATURE, JOINT LEGISLATIVE BUDGET COMMITTEE
ROOM 306, STATE CAPITOL
SACRAMENTO, February 8, 1963

*Hon. George Miller, Jr., Chairman
Joint Legislative Budget Committee
Room 4048, State Capitol
Sacramento, California*

DEAR SENATOR MILLER: In regard to your request concerning the crediting of out-of-state teaching experience for members of the State Teachers' Retirement System, we are submitting the following information.

Prior to July 1, 1944, the State Teachers' Retirement System was financially unsound in that the only sources of funds for the payment of benefits consisted of the small contributions of the members, a \$12-per-year contribution from the school district for each member employed, and an allocation of 5 percent of the inheritance tax collections of the State. During the time prior to 1944 credit was given for out-of-state teaching service. The benefit provided on all service, however, was a maximum of \$50 per month on 30 or more years of service, 15 of which was required to have been in California. In some instances the out-of-state service had no effect on benefits although the member was required to pay contributions thereon.

Over the years between 1913 and 1943 there were a number of attempts to remedy the funding of the system. The remedies which were adopted by the Legislature were of a patchwork character, and did not correct the underlying weaknesses. In 1943 legislation was introduced which was of a far-reaching nature, and proposed to change the basic provisions governing the formulae regarding benefits and finances. The 1943 legislation was vetoed by the Governor, but with the understanding that a legislative subcommittee would study the subject and bring in new legislation at the 1944 session. The chairman of the subcommittee was Assemblyman Lee Bashore.

In the course of the committee's investigation it was considered that if the system was to be improved it would be necessary to eliminate the provision for granting out-of-state credit. The original intent of the committee was to eliminate all out-of-state credit, but there were doubts as to the legality of taking away the credits which had already been

granted. When the 1944 legislation was adopted, it carried the provision that credit would be given for out-of-state service rendered prior to July 1, 1944, but only in the cases of persons who were members of the system on June 30 of that year.

Because of proposals which were brought before the Legislature in 1957, it was decided that the problem could only be resolved by a study of the cost which would be involved if credit were given for teaching service in the public schools and institutions of other states. The study was financed by contributions from those teachers who would be benefited by a change in the law with respect to this matter. A report, dated September 26, 1960, prepared by the actuarial firm of Coates, Herfurth and England, from information obtained by the State Teachers' Retirement System, has been presented to the Legislature. This report showed that in January of 1960 there were approximately 45,798 retired teachers and active teachers who would benefit by a change in law which would credit service rendered in other states. If these individuals were given credit for as much as ten years of out-of-state service, the total present value of such credits would be \$237,213,823 or, in other words, this would be the cost of placing into the fund the amount required to fully meet the added liability. Of this amount, \$23,738,585 would be funded by the contributions of the members receiving credit. The remaining \$213,475,238 would have to be paid by the State. Such payment would have to be in the form of an immediate appropriation to be fully funded, or if extended into future years would increase on account of additional interest required.

Sincerely,

A. ALAN POST, Legislative Analyst

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill No. 7—An act to add Section 1451.5 to the Health and Safety Code and to amend Section 29607 of the Government Code, relating to medical care for indigents.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "and".

Amendment No. 2

In line 2 of the title, after the comma, insert "and to add Section 4726 to the Welfare and Institutions Code."

Amendment No. 3

On page 1, after line 19, insert

"SEC. 3. Section 4726 is added to the Welfare and Institutions Code, to read: 4726. The department may provide, by regulation, for the care and treatment, or both, of a recipient, pursuant to the provisions of Part 3 (commencing with Section 4500) or this part, by or in facilities in another state in those cases where out-of-state care or treatment is rendered on an emergency basis or is otherwise in the best interests of the recipient under the circumstances."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 75—An act to add Section 19591.3 to the Education Code, relating to state school building aid, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 105—An act to amend Section 13242 of the Public Utilities Code, relating to bond denominations, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 134—An act to amend Section 36 of the Civil Code, relating to contracts of minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Pittman, Quick, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 56—An act to amend Section 1435.9 of the Probate Code, relating to transactions involving community and other property where spouse is incompetent.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Pittman, Quick, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 86—An act to amend Section 14552 of the Revenue and Taxation Code, relating to hearings by inheritance tax appraisers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 101—An act to amend Section 537 of the Code of Civil Procedure, relating to attachment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 111—An act to amend Section 844 of the Probate Code, relating to authority of executor and administrator to lease without a court order.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 753: By Senator Stiern (Pursuant to the recommendations of the Senate Fact Finding Committee on Education)—An act to amend Section 22650 of the Education Code, relating to junior colleges.

Referred to Committee on Education.

Senate Bill No. 754: By Senators Stiern, Donnelly, Farr, Rodda, Murdy, and Grunsky (Pursuant to the recommendations of the Senate Fact Finding Committee on Education)—An act to amend Section 31214 of the Education Code, relating to state competitive scholarships.

Referred to Committee on Education.

Senate Bill No. 755: By Senator Short—An act to add Section 12648.5 to the Water Code, relating to authorization of New Melones Reservoir and channel improvement project.

Referred to Committee on Water Resources.

Senate Bill No. 756: By Senators McAteer, Dolwig, Christensen, Grunsky, Pittman, Murdy, Way, Gibson, Schrade, Short, Farr, McCarthy, Teale, Weingand, Sturgeon, Nisbet, Lagomarsino, Holmdahl, Sedgwick, Rees, Backstrand, Stiern, and Symons (Coauthor: Assemblyman Marks)—An act to amend Section 1060 of the Government Code, relating to residence and offices of state officers.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 757: By Senator Farr—An act to amend Section 12934 of the Water Code, relating to the California Water Resources Development System.

Referred to Committee on Water Resources.

Senate Bill No. 758: By Senator Murdy—An act to amend Section 11000 of the Business and Professions Code, relating to subdivisions.

Referred to Committee on Business and Professions.

Senate Bill No. 759: By Senator Grunsky—An act to amend Sections 25101 and 25102 of the Government Code, relating to county boards of supervisors.

Referred to Committee on Local Government.

Senate Bill No. 760: By Senator Grunsky—An act to amend Section 858 of the Penal Code, relating to duties of magistrate to inform arrested persons.

Referred to Committee on Judiciary.

Senate Bill No. 761: By Senator McAteer (Coauthors: Assemblymen Foran, Gaffney, Burton, Meyers, and Marks)—An act to amend Section 25351.3 of the Government Code, relating to powers and duties of boards of supervisors.

Referred to Committee on Local Government.

Senate Bill No. 762: By Senators Lagomarsino and Grunsky—An act to amend Section 7651 of the Revenue and Taxation Code, relating to motor vehicle fuel license taxes.

Referred to Committee on Transportation.

Senate Bill No. 763: By Senator Weingand—An act to add Section 98.5 to the Labor Code, relating to the Division of Labor Law Enforcement.

Referred to Committee on Labor.

Senate Bill No. 764: By Senator Burns—An act to amend Section 28111 of the Government Code, relating to compensation for public service in Fresno County.

Referred to Committee on Local Government.

Senate Bill No. 765: By Senator McAteer (Coauthor: Assemblyman Willson)—An act to amend Section 657 of the Code of Civil Procedure, relating to new trials.

Referred to Committee on Judiciary.

Senate Concurrent Resolution No. 29: By Senators McAteer, Dolwig, Christensen, Grunsky, Pittman, Murdy, Way, Gibson, Schrade, Short, Farr, McCarthy, Teale, Weingand, Sturgeon, Nisbet, Lagomarsino, Holmdahl, Sedgwick, Rees, Backstrand, Stiern, and Symons (Co-author: Assemblyman Marks)—Relative to the Supreme Court of California.

Referred to Committee on Governmental Efficiency.

Senate Concurrent Resolution No. 30: By Senators Bradley, Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams.

Relative to proclaiming Easter Seal Month.

Request for Unanimous Consent

Senator Bradley asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 30, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 30

Senate Concurrent Resolution No. 30—Relative to proclaiming Easter Seal Month.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33

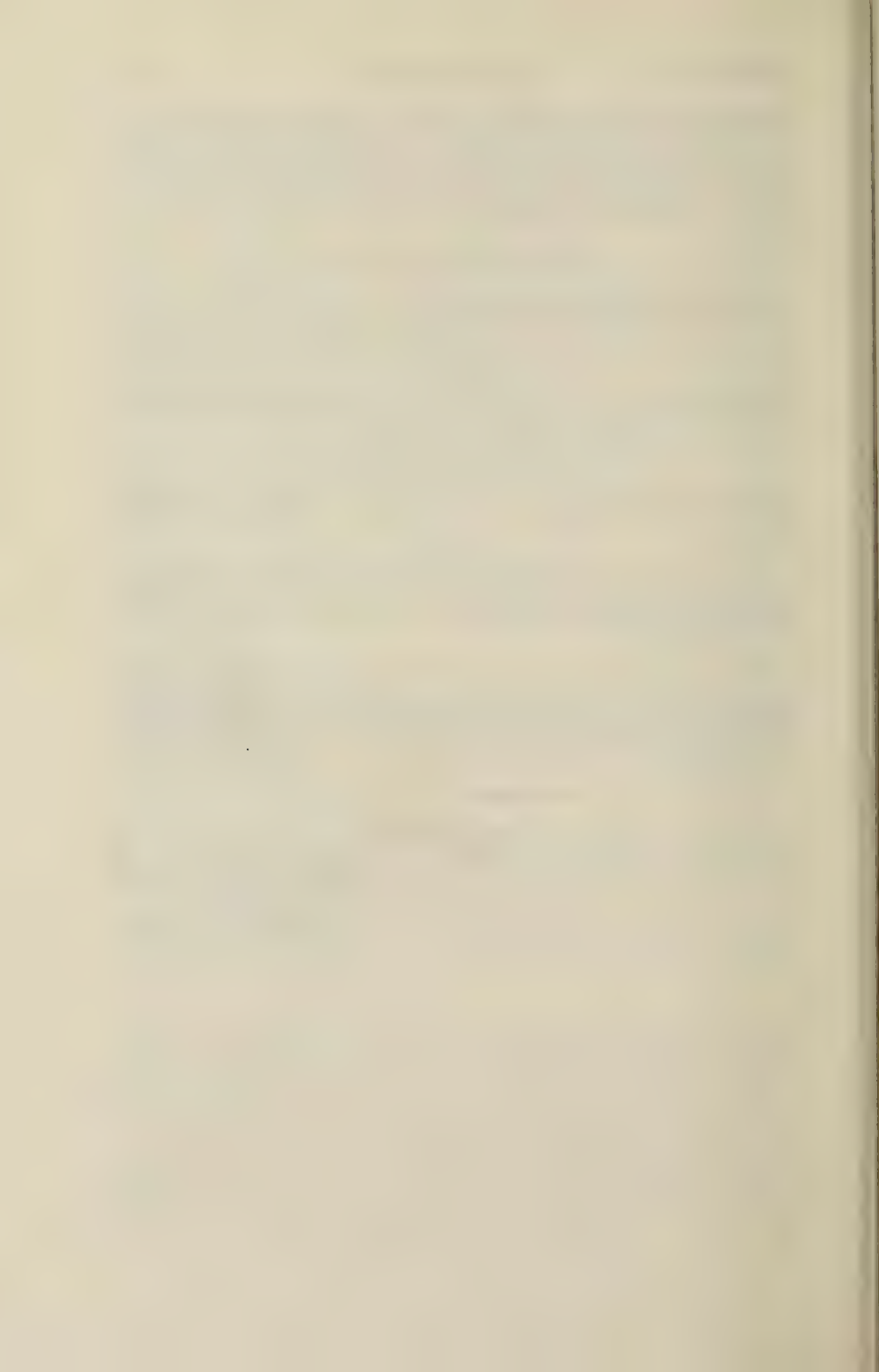
NOES—None.

Resolution ordered transmitted to the Assembly.

ADJOURNMENT

At 11.37 a.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 3 p.m., Monday, February 25, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-NINTH LEGISLATIVE DAY

THIRTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, February 25, 1963

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.
Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Nisbet, Petersen, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Weingand, and Williams—33.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord God of hosts, Who with Thy right hand did so wondrously lead forth Thy chosen people out of the land of bondage and so mightily hast cast down Thy enemies, be Thou unto us, O Lord, our strength and our hope. May we never walk stiff-necked in pride, nor bow our heads in servitude to those who hate Thee, but walk always humbly before Thee, strong in Thy strength as the servants of Thy servants. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Collier led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Teale, on motion of Senator Collier, on legislative business.
Senator Murdy, on motion of Senator Collier, on legislative business.
Senator McAteer, on motion of Senator Collier, on legislative business.

Senator Pittman, on motion of Senator Williams, on legislative business.

Senator Way, on motion of Senator Grunsky, on legislative business.

Senator Symons, on motion of Senator Arnold, on legislative business.

Senator O'Sullivan, on motion of Senator Arnold, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Helmut Nittka and Carl Nittka of Jackson.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Francis Dunn of Hayward.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bishop Horacio Sta. Maria of the Philippine Independent Catholic Church; and Rev. Canon Kenneth B. Samuelson, Canon of the Trinity Episcopal Cathedral.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Fran DeMille; Turid Weiby, foreign exchange student from Norway; and the following students of El Dorado Union High School and the Mother Lode Elementary School in Placerville: Betty Sederquist, Sue DeMille, Denise Hunt, and Kerry DeMille.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Holy Angels School of Yuba City: *Adults*—Mrs. Heckman, Mrs. Coats, Mrs. Stonkus, Mrs. Atterbury, Mr. Murphy, Mrs. Reed, Mrs. Hahus, Mrs. Zamzow, and Mrs. Hill. *Students*—Melvin Amarel, Christine Andreason, Laurie Atterbury, Terese Berg, Judith Clark, Robert Coats, Carolyn Cook, Anita Cox, Carolyn Covington, William Cress, Davey Davis, Anthony DeMarco, Joseph Dietrich, Linda Dobbs, Dennis Francis, Kenneth Hahus, Dennis Hart, John Heckman, Terrence Hill, Timothy Hill, Sharon Inderbitzen, Mary Jeffries, Marcus Krause, Maureen Mahoney, Stephen Masera, Christine Morley, John Mutz, John McCarthy, Harold McClain, Paulette Noordhoff, Kathleen Oehler, Cheryl Reed, Robert Salopek, Victoria Schleisman, Janet Silcott, Gregory Smith, Virginia Stonkus, Victor Titoni, Ronald Troneatty, Janet Twede, Linda Vieira, David Wallis, Donald Zamzow, Stephen Lane, and Elvira Lomeli.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Burlingame Intermediate School: *Adults*—Mrs. V. Doney, Mr. L. Kumetat, and Mr. H. McCrea. *Students*—Randy Athey, James Barkenhus, Christopher Bolt, Dixie Broback, Frances Burdick, Barbara Carl, Michael Cooper, Brian Day, Sharon Elliott, Phillipp Engel, Rodney Ernst, Shelley Harrison, Nancy Heinkel, Michael Jones, Errol Kody, Kathleen McBride, Ollie Nordby, Zoe Olson, Carolyn Osheroff, Danny Perkins, James Refven, David Schaffarzick, Doreen Sciapiti, John Seid, Mitchell Shyman, Janabel Sneed, Ronald Spencer, Scott Spurgeon, Paul Stapleton, Terry Kristen, Helen Vance, Marilyn Voelker, Carol Aguiar, Brandol Atkinson, Michael Beattie, Thomas Beede, Noel Benkman, Robert Burness, Michael Cannon, Linda Cartwright, William Crede, Janet Doughty, Christine Finch, Stephen Geesey, Carol Gilmore, Jennifer Hulse, David Krauss, Nancy Kerns, Sandra Levin, Ralph Libet, James Lowrie, Michael McSwanson, Frederick Meitz, Kathleen Ohlson, William Ritter, Sallie Robertson, Douglas

Sherr, Steven Tarter, Donn Torkelson, Louise Vierra, Randall White, Brian Wilson, Robert Worsley, Laura Yost, and Mary Zacharias.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Walnut Creek Christian Academy of Walnut Creek: Lloyd Bailey, principal; and Cecil Williams, teacher. *Students*—Bruce Barton, Vicki Davidson, Robert Jacobson, Tom Kosach, Valerie Lighthall, Deborah Miller, Barbara Misch, Linda Odom, Terry Ross, Norman Woodall, and Robert Van Hofwegen.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

CITY OF LONG BEACH
GERALD DESMOND, CITY ATTORNEY
SUITE 600 CITY HALL, LONG BEACH
February 14, 1963

Hon. Glenn M. Anderson
Lieutenant Governor of California
State Capitol
Sacramento, California

DEAR GLENN: At the request of Mayor Wade, I am forwarding a resolution relating to the California World's Fair to be held in 1967 and 1968.

Best personal regards,

JERRY

Resolution No. C-18658

A resolution of the City Council of the City of Long Beach endorsing and approving the holding of the California World's Fair in Long Beach, California, in 1967 and 1968; and requesting the State Legislature to take such steps as are necessary for the State of California to participate as a major exhibitor at the Fair.

WHEREAS, The outstanding and spectacular California World's Fair will be held in Long Beach, California, during 1967 and 1968; and

WHEREAS, International interest and attention will be focused on the State of California when it hosts many millions of World's Fair visitors from throughout the nation and the rest of the world; and

WHEREAS, The various nations of the world, the United States of America, its states, various private companies, and others will enter representative exhibits; and

WHEREAS, By reason of the magnificent ocean-front site of the Fair selected in the City of Long Beach, the careful long-range planning of Fair officials, the enthusiastic support engendered for the Fair, and its location in the second largest metropolitan area in the United States such Fair will be an outstanding event for California; and

WHEREAS, The State of California is the most populous and progressive State of the nation, and because of its role as host State, and the prestige that can be derived therefrom, its participation in the Fair as an exhibitor should be unexcelled; and

WHEREAS, The City Council of the City of Long Beach wholeheartedly endorses, approves and has encouraged the holding of the California World's Fair in Long Beach, California, during the years 1967 and 1968;

Now, Therefore, The City Council of the City of Long Beach resolves as follows:

SECTION 1. The Legislature of the State of California is requested to take such steps at this time as are necessary and appropriate for the State of California to participate as a major State exhibitor at the California World's Fair to be held in Long Beach during the years 1967 and 1968.

SEC. 2. The City Clerk shall certify to the passage of this resolution by the City Council of the City of Long Beach and shall cause the same to be posted in in three (3) conspicuous places in the City of Long Beach, and it shall thereupon take effect.

SEC. 3. The City Clerk is authorized and directed to furnish certified copies of this resolution to such interested persons as shall be designated by the Mayor of the City of Long Beach.

I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of February 13, 1963, by the following vote:

AYES: Councilmen Kealer, Bond, Reese, Sullivan, Graham, Sponberg, Wade.

NOES: None.

ABSENT: Councilmen Baird, Crow.

MARGARET L. HEARTWELL, City Clerk

(SEAL)

CERTIFIED AS A TRUE AND CORRECT COPY:

MARGARET L. HEARTWELL

City Clerk of the City of Long Beach

By ELAINE HAMILTON, Assistant

Dated February 15, 1963

STATE OF CALIFORNIA, OFFICE OF ATOMIC ENERGY
DEVELOPMENT AND RADIATION PROTECTION
GOVERNOR'S OFFICE, SACRAMENTO, January 17, 1963

Hon. Edmund G. Brown
Governor of California

Hon. Glenn M. Anderson
President of the Senate, and
Members of the State Senate

Hon. Jesse M. Unruh
Speaker of the Assembly, and
Members of the State Assembly

GENTLEMEN: In accordance with Section 25738, Health and Safety Code, the attached report of the Office of Atomic Energy Development and Radiation Protection is respectfully submitted.

ALEXANDER GRENDON, Co-ordinator

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

THE COUNCIL OF STATE GOVERNMENTS
WESTERN OFFICE, 582 MARKET STREET, SAN FRANCISCO
February 6, 1963

Hon. Glenn M. Anderson
Lieutenant Governor of California
State Capitol, Sacramento

DEAR GOVERNOR ANDERSON: We are happy to enclose a copy of the National Legislative Conference's "Handbook for Legislative Committees." The "Handbook" is being sent to the presiding officers of all the state legislatures and to the chairmen of standing committees. We hope that it will prove helpful to you, and we should appreciate it if you would give us your comments and suggestions, as requested on the enclosed mimeographed page.

Please let us know whenever we can be of service to you in any way.

With kindest personal regards,

Sincerely yours,

ELTON K. McQUERY
Director, Western Office

Encs.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 25, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 104

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, February 25, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Joint Resolution No. 7

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, February 25, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 119
Assembly Bill No. 122
Assembly Bill No. 124
Assembly Bill No. 125
Assembly Bill No. 129
Assembly Bill No. 130

Assembly Bill No. 131
Assembly Bill No. 133
Assembly Bill No. 134
Assembly Bill No. 135
Assembly Bill No. 136
Assembly Bill No. 145

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 119—An act to amend Section 71140 of the Government Code, relating to the qualifications of municipal court judges.
Referred to Committee on Local Government.

Assembly Bill No. 122—An act to amend Section 234 of the Civil Code, relating to proceedings to free a minor from parental custody and control.
Referred to Committee on Judiciary.

Assembly Bill No. 124—An act to amend Section 26838 of the Government Code, relating to court filing fees.
Referred to Committee on Judiciary.

Assembly Bill No. 125—An act to amend Section 68076 of the Government Code, relating to seals of the superior court.
Referred to Committee on Judiciary.

Assembly Bill No. 129—An act to amend Section 226 of the Civil Code, relating to adoption proceedings.
Referred to Committee on Judiciary.

Assembly Bill No. 130—An act to amend Sections 1603 and 1604 of the Probate Code, relating to transfer of guardianship proceedings.
Referred to Committee on Judiciary.

Assembly Bill No. 131—An act to amend Section 925 of the Probate Code, relating to the filing of vouchers in probate proceedings.
Referred to Committee on Judiciary.

Assembly Bill No. 133—An act to amend Section 69955 of the Government Code, relating to destruction of reporting notes in civil and criminal cases.
Referred to Committee on Judiciary.

Assembly Bill No. 135—An act to amend Section 631.3 of the Code of Civil Procedure, relating to jury fees not refunded.
Referred to Committee on Judiciary.

Assembly Bill No. 136—An act to amend Section 400 of the Code of Civil Procedure, relating to procedures for petitioning for a writ of mandate.
Referred to Committee on Judiciary.

Assembly Bill No. 145—An act to add Section 26608.1 to, and to amend Section 71265, of the Government Code, relating to service of process.

Referred to Committee on Judiciary.

Assembly Bill No. 134—An act to amend Section 1952.1 of the Code of Civil Procedure, relating to procedures for destruction of exhibits.

Referred to Committee on Judiciary.

Senator Lagomarsino Presiding

At 3.14 p.m., Senator Robert J. Lagomarsino, of the Thirty-third Senatorial District, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 7

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 21, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 30

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Revenue and Taxation

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 181

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 253

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass, as amended, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 24

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman.

Above reported resolution ordered to second reading.

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Joint Resolution No. 11

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolution ordered to third reading.

Committee on Business and Professions

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 37

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 16

Senate Bill No. 48

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 121

Senate Bill No. 154

Senate Bill No. 155

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 47

Senate Bill No. 132

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 106

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 82

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 173

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 173

Senator Collier moved that Senate Bill No. 173 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 173—An act to add Article 7 (commencing with Section 218) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to roadside rests.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, after the "Introduced by" clause, insert "(Co-author: Assemblyman Cologne)".

Amendment No. 2

On page 1, last line of the "relating" clause, strike out "roadside rests", and insert "safety rests".

Amendment No. 3

On page 1, line 4, strike out "Roadside Rests", and insert "Safety Rests".

Amendment No. 4

On page 1, line 7, strike out "roadside rests", and insert "safety rests".

Amendment No. 5

On page 1, line 10, strike out "roadside rests", and insert "safety rests".

Amendment No. 6

On page 1, line 12, strike out "roadside rests", and insert "safety rests".

Amendment No. 7

On page 1, line 14, strike out "Roadside rest areas", and insert "Safety rests".

Amendment No. 8

On page 2, line 3, strike out "rest", and insert "safety rests".

Amendment No. 9

On page 2, line 4, strike out "areas".

Amendment No. 10

On page 2, line 7, strike out "rest areas", and insert "safety rests".

Amendment No. 11

On page 2, line 8, strike out "rest areas", and insert "safety rests".

Amendment No. 12

On page 2, line 11, strike out "rest areas", and insert "safety rests".

Amendment No. 13

On page 2, line 13, strike out "roadside rests", and insert "safety rests".

Amendment No. 14

On page 2, line 14, strike out "rests", and insert "safety rests".

Amendment No. 15

On page 2, line 17, strike out "rests", and insert "safety rests".

Amendment No. 16

On page 2, line 18, strike out "rest", and insert "safety rests".

Amendment No. 17

On page 2, line 19, strike out "areas".

Amendment No. 18

On page 2, line 22, strike out "areas", and insert "safety rests".

Amendment No. 19

On page 2, line 29, after "218.", insert "These rests shall, upon such transfer, be known and designated as safety rests."

Amendment No. 20

On page 2, line 32, strike out "roadside rests", and insert "safety rests".

Amendment No. 21

On page 2, line 35, strike out "roadside rests", and insert "safety rests".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

Motion to Print With Rush Order

Senator Collier moved that Senate Bill No. 173 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 157

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND SENATE BILL NO. 157

Senator Rattigan moved that Senate Bill No. 157 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 157—An act to amend Section 375.8 of the Agricultural Code, relating to poultry.

Bill read second time.

Motion to Amend

Senator Rattigan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 375.8", and insert "Sections 375.8, 377.8, and 1118".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 4, insert

"SEC. 2. Section 377.8 of said code is amended to read:

377.8. The provisions of Section 377.4 shall not apply to New York dressed fowl until November 1, [1963] 1967. Anything in this article to the contrary notwithstanding, any inspection required by this article shall not, as to New York dressed fowl, require or be construed to mean, the evisceration, cutting, or any internal examination thereof.

SEC. 3. Section 1118 of said code is amended to read:

1118. The provisions of Sections 1113 and 1114, except those requiring that poultry, poultry meat, or carcasses be placed in classes and marked to show the class of poultry meat, shall not apply to New York dressed fowl until November 1, [1963] 1967."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 202

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 202

Senator Murdy moved that Senate Bill No. 202 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 202—An act to amend Section 1813 of the Education Code, relating to school district boundaries.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 12, of the printed bill, after "transferred," insert "and if the board of supervisors approve".

Amendment No. 2

On page 1, line 14, after "boundaries," insert "and if".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 84

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 84

Senator Gibson moved that Senate Bill No. 84 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 84—An act to amend Sections 8200, 8201, 8203, 8203.1, 8204, 8213, 8214.1, 8215, and 8217 of the Government Code, relating to notaries public.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 48, of the printed bill, after "appointment", insert ", or may revoke the appointment of a notary public who was convicted of a felony before his term of appointment commenced if the Secretary of State first learns of the conviction during the term of appointment".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Insurance and Financial Institutions**

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Joint Resolution No. 5

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE JOINT RESOLUTION NO. 5

Senator Regan moved that Senate Joint Resolution No. 5 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Joint Resolution No. 5—Relative to itinerant offices for unemployment insurance benefits.

Resolution read.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 11, of the printed measure, strike out "An experimental", and insert "A".

Amendment No. 2

On page 1, line 15, strike out "experimental".

Amendment No. 3

On page 1, line 18, strike out "and indicates a potential miles saving in one year of ap-", and insert "; and".

Amendment No. 4

On page 1, strike out lines 19 and 20, and insert

"WHEREAS, The above 39,314 miles saved represented an approximate 25 percent of those eligible to receive pay in the Anderson area and had the other 75 percent of those eligible received their pay in the Anderson office there would have been a total mileage saving of 167,000 miles at a cost to the unemployment insurance agency of

only 600 miles. The other 75 percent of those eligible to receive pay in the Anderson office penalized themselves an additional 127,686 miles of travel in order to receive their pay weekly instead of semimonthly, as the Anderson office is on a semimonthly basis; and".

Amendment No. 5

On page 2, line 5, after "offices", insert "on a weekly payment basis,".

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, February 18, 1963; Tuesday, February 19, 1963; Wednesday, February 20, 1963; and Thursday, February 21, 1963, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Cameron:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, February 13, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 562—An act to add Section 4302.7 to the Government Code, relating to public purchases, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR CAMERON

Recommendation of Committee on Rules

SENATE CHAMBER, February 25, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Cameron:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 562.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, Petersen, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Weingand, and Williams—31.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

CONSIDERATION OF DAILY FILE
CONSIDERATION OF ASSEMBLY AMENDMENTS

Senate Bill No. 34—An act to amend Section 20004 of the Education Code, relating to the Junior College Tax Relief Act, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 34?

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "21", and insert "24".

Amendment No. 2

On page 1, line 20, strike out "21", and insert "24".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 34 by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, Petersen, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Weingand, and Williams—32.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 114—An act to amend Sections 151, 152, and 153 of the Water Code, relating to the California Water Commission.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 14—An act to amend Sections 12502, 12504, 12505, 12518, 12805, 12806, 12809, 13363 of, and to add Section 246 to, and Chapter 6 (commencing with Section 15000) to Division 6 of, the Vehicle Code, relating to a compact with various states and the issuance and control of driver's licenses.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 19—An act to add Section 118.1 to the Welfare and Institutions Code, relating to public assistance recipients.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 30—An act to add Chapter 6 (commencing with Section 28100) to Division 12 of the Vehicle Code, relating to Vehicle Equipment Safety Compact.

Bill read second time, ordered engrossed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 7—An act to add Section 1451.5 to the Health and Safety Code to amend Section 29607 of the Government Code, and to add Section 4726 to the Welfare and Institutions Code, relating to medical care for indigents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lago-

marsino, McCarthy, Nisbet, Petersen, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Weingand, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senator Donnelly:

Senate Resolution No. 68

Relative to congratulating First Hebrew Congregation of Modesto

WHEREAS, The First Hebrew Congregation of Modesto has recently announced plans for the construction of a new synagogue and religious school; and

WHEREAS, The congregation will mark this significant beginning of the construction of the new facility with the laying of the cornerstone in a ceremony in Modesto on March 3, 1963; and

WHEREAS, Upon completion of the construction of the synagogue and religious school, the members of the congregation and community will have long-needed facilities for worship and religious education, recreation and other congregational activities; and

WHEREAS, Members of the Senate gladly join in commending and congratulating the First Hebrew Congregation of Modesto for this significant step toward the realization of their plans to meet the expanding needs of the Jewish community of Modesto; now, therefore, be it

Resolved by the Senate of the State of California, That Members of the Senate send their greetings and congratulations to the First Hebrew Congregation of Modesto upon the occasion of the laying of the cornerstone for the new synagogue and religious school; and be it further

Resolved, That the Secretary of the Senate transmit a suitably prepared copy of this resolution to the First Hebrew Congregation of Modesto for placement in the cornerstone.

Resolution read, and unanimously adopted on motion of Senator Donnelly.

By Senator McCarthy:

Senate Resolution No. 69

Relative to the creation of the Senate Committee on Interstate Co-operation

Resolved by the Senate of the State of California, as follows:

1. The Senate Committee on Interstate Co-operation is hereby created and authorized and directed to ascertain, study and analyze all the facts relating to co-operation between this State and the other states, and with the federal government, and to make recommendations thereon for appropriate legislation.

2. The committee shall consist of the seven persons specified by subdivision (a) of Section 8094 of the Government Code who are members of the committee created by Section 8000 of the Government Code, and augmented, as to membership by said Section 8004 as they are appointed from time to time and shall have the same chairman.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1965 Regular Session, with authority to file its final report not later than the last day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created. The committee and any subcommittee thereof when thereunto authorized by the committee may meet and act without as well as within the State of California, and it is hereby authorized to leave the State of California in the performance of its duties.

(c) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of ----- dollars (\$-----) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its seven members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

Assistant Secretary George B. Beattie at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 766: By Senator Sturgeon—An act to amend Section 8954 of the Business and Professions Code, relating to yacht and ship brokers.

Referred to Committee on Business and Professions.

Senate Bill No. 767: By Senator Gibson—An act to amend Section 11563 of the Government Code, relating to the State Board of Barber Examiners.

Referred to Committee on Business and Professions.

Senate Bill No. 768: By Senator Bradley—An act to amend Section 395.1 of the Military and Veterans Code, relating to employment rights of veterans.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 769: By Senator Cobey—An act to repeal Article 8 (commencing with Section 2790) of Chapter 2 of Division 5 of, and to add Chapter 5 (commencing with Section 3300) to Division 5 of, the Elections Code, relating to political parties.

Referred to Committee on Elections.

Senate Bill No. 770: By Senator McCarthy—An act to add Section 172.6 to the Penal Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 771: By Senator Short—An act to repeal Section 717 of the Civil Code, relating to leases of agricultural lands.

Referred to Committee on Judiciary.

Senate Bill No. 772: By Senator Short—An act to amend Section 717 of the Civil Code, relating to leases of agricultural lands.

Referred to Committee on Judiciary.

Senate Bill No. 773: By Senator Short—An act to add Section 14 to Chapter 63 of the Statutes of 1880, relating to protection districts.

Referred to Committee on Local Government.

Senate Bill No. 774: By Senator Farr—An act to add Part 5.5 (commencing with Section 14500) to Division 3 of Title 2 of the Government Code, relating to the Advisory Board on Geographic Names.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 775: By Senator Regan—An act to amend Section 18011 of, and to add Section 18004.3 to, the Health and Safety Code, relating to mobilehomes and mobilehome parks.

Referred to Committee on Public Health and Safety.

Senate Bill No. 776: By Senator Regan—An act to amend Section 717 of the Civil Code, relating to lease of land for agricultural purposes.

Referred to Committee on Judiciary.

ADJOURNMENT

At 3.38 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, February 26, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTIETH LEGISLATIVE DAY

THIRTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, February 26, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Be Thou, O Lord, Our guide this day, the architect of all our designs, the beginner and the finisher of all our work here. For "unless the Lord build the house, they labor in vain who build it; and unless the Lord guard the city, in vain does the guardian keep the vigil." AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jerry Zanelli of Anaheim and Mr. Paul Altura of Los Angeles.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Harold C. Day of Greenbrae.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harry C. Hunter of Escondido.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mary Adele Keas of Barstow.

On request of Senators Bradley and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Ames of Sacramento, formerly from Santa Clara.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard E. Denton of Fresno; Mr. Curtis F. Nagel, Councilman of Fresno; and Mr. Michael J. Carezza, of the Public Works Commission of Fresno.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dale Weingand of Burbank, and Richard Robertson of Santa Barbara.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Michael Grier of Germany, and Maria Saenz of Ecuador, who were escorted by Mrs. Willa Comstock and Mr. Stanley Richards of Sacramento.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Bosshardt of Switzerland, Farooq Hassan of Pakistan, and Rieteka Huisman of the Netherlands.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lee Sherry of San Rafael; and foreign exchange students John Shoka of Tanganyika, and Kanti Lal Morarji of Fiji Islands.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard F. Barran of Sacramento; Mr. J. Edward Hakes of Wheaton, Illinois; and Rev. A. C. Edwards of Sacramento.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Neil Callahan of Sunnyvale.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Covington School of Los Altos: Mrs. Jorain Mason, Mr. John Russell, and Mr. Clyde Proctor, teachers; and Susan Anderson, Jack Hillhouse, Miles Reiter, Robert King, Shelley Andrew, Eric Gumbel, Kris Kannev, Pat Ginsberg, Dara Eitreich, Bonnie Lanka, Susan Lindsay, Ralph Weber, Dan Casey, Valerie Libby, Debbie Myron, Debbie Lordeman, Debbie MacDonald, Marianne Peterson, Renee Robertson, Janet White, Michael Benefiel, Bob Allison, Arni Ford, Edie Presley, Carol Daniels, Dennis Prieur, Dave Turner, Caroline McGilray, Marjorie Watson, Christy Morris, Corinne Wolcott, Douglas Sameit, Ruth Trayer, Sherril Patterson, Kathy Stewart, Sally Inness, Carol Taylor, Bill Holloway, Connie Yokum, John Welsh, Joyce Yamada, Linda Ahmann, Karen Heintz, Kristen Derby, Kathy Berger, Susan Izu, Tina Lyman, Sibyl Rouse, Nancy Troth, Patty Dysinger, Adair Taylor, Sandra Winguth, Jack Goalwin, Rene Dow, and Steve Jensen.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Queen of All Saints School of Concord: Louis Adamo, Jerry Baker, Douglas Barnett, Robert Barrett, Stephen Bergamini, Fred Boeger, Kenneth Bomben, Ronald Borba, Craig Bowers, Phillip Buscaglia, Paul Cincotta, Gary Clarien, Neal Coenen, James Conneally,

Michael Culver, Vanni DePiero, William Emery, Paul Farley, Albert Fuller, Silvio Garaventa, Louis Garidel, Gregory Gorges, Michael Haluchak, Alan Hermens, Michael Herron, Terrence Horton, Calvin Kenney, David Larkin, John Levada, Timothy Lynch, Richard Maggio, Dale McCombs, Michael McCourt, Robert Newkirk, Melvin Nunez, Howard Olson, Robert Roche, Gary Sandmann, Christopher Seriminger, John Sullivan, David Terra, Steven Toth, Robert Wagner, Ambrose Wedge, Joseph Yuhre, Patricia Ayotte, Catherine Baloga, Vonnie Barrett, Mary Boylan, Patricia Darden, Catherine Davis, Karyn Harrison, Nancy Haskell, Margaret Hazlewood, Kathleen Janas, Kathleen Johnson, Holly Jones, Marsha Kuchinski, Kathy Marcotte, Janet McKinnon, Monica McQuire, Joanne Mills, Pamela O'Neil, Madeleva Peyton, Nalda Poulin, Margaret Smith, Kathleen Snider, Rebecca Spieker, Linda Ward, Joan West, and Liza Wood.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Burlingame Intermediate School: Mrs. E. Tracy, Mr. W. Edwards, and Mr. Jack Charnow; *Students*—Richard Anson, Susan Brolaski, Richard Brown, Gregory Button, Carolyn Cain, Ross Cassidy, Kevin Cornell, Robert Dowrick, Margaret Duncan, Philip Gruenbaum, Susan Hughes, Raulann Hurtado, Sally Irwin, Kathy Jasper, Susan Kamsler, Jane Koerner, Martha Maxwell, Sharon McCall, Kenneth Meyer, William Mitchell, Susan Nahrwold, Dennis Orlando, Carol Redemer, Sheena Robb, Mark Roberts, Mark Rodgers, Jane Sandman, Kevin Simms, Victor Tobolsky, Mark Twohy, Jacqueline Wake, Gary Young, Marcia Zucca, Travers Baer, Linda Bowen, Sharon Champion, Earl Christensen, Peter Couloures, Gregory Feist, Richard Garneau, Ted Gibson, Bonita Good, Erin Gray, Sandra Hanger, Ridgeley Haslam, James Ipswitch, Sally Kaufman, Pamela Kelley, Pamela Linton, Penny Lowe, Jay MacDonald, Edward McCartney, Jan Mangini, Phyllis Martin, Bonnie Mitchell, Linda Morris, Susan Poore, Jeremy Rice, Dennis Schneider, Kirk Snodgrass, Bill Snyder, Gordon Stanley, Sally Swain, Preston Taylor, Nancy Thrane, and Judy Threefoot.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 26, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 96

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, February 26, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 16

Assembly Concurrent Resolution No. 39

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Concurrent Resolution No. 16—Relative to disposition of power from the State Water Project.

Referred to Committee on Water Resources.

Assembly Concurrent Resolution No. 38—Relative to Isabelle Reservoir.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

Assembly C. L. 1968, February 24, 1968

His Excellency: I am pleased to inform your Excellency today that the Assembly is this day passed:

Assembly Bill No. 75

Assembly Bill No. 87

Assembly Bill No. 100

Assembly Bill No. 147

Assembly Bill No. 177

Assembly Bill No. 180

Assembly Bill No. 189

JOSEPH B. A. SPEIGHT, Clerk of the Assembly.
By ROBERT A. BARNARD, Assistant Clerk.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 88—An act to add Section 641.5 to the Penal Code, relating to public dogs for the blind.

Referred to Committee on Public Utilities.

Assembly Bill No. 97—An act to amend Section 8974 of the Fish and Game Code, relating to traps.

Referred to Committee on Fish and Game.

Assembly Bill No. 122—An act to amend Section 26721 of the Government Code, relating to filing fees.

Referred to Committee on Judiciary.

Assembly Bill No. 146—An act to amend Sections 621 and 622 of the Penal Code, relating to disposition of arrested persons.

Referred to Committee on Judiciary.

Assembly Bill No. 177—An act to amend Sections 6045 and 6046.5 of the Business and Professions Code, relating to law libraries.

Referred to Committee on Business and Professions.

Assembly Bill No. 180—An act to add Section 147 to the Civil Code, relating to divorce and separate maintenance actions.

Referred to Committee on Judiciary.

Assembly Bill No. 589—An act to add Section 2042.2 to the Business and Professions Code, and to add Section 17706 to the Insurance Code, relating to credit insurance, including the attempt thereof to take effect retroactively.

Referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 25, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 25—Approving amendments to the Charter of the City of San Bernardino, County of San Bernardino, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the fifth day of February, 1963;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 25th day of February, 1963, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 14

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 114

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Judiciary

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 45

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be re-referred to the Committee on Finance.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 187

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 262

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 173

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and re-refer to the Committee on Finance.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Concurrent Resolution No. 3

Senate Concurrent Resolution No. 12

Senate Concurrent Resolution No. 5

Senate Concurrent Resolution No. 13

Senate Concurrent Resolution No. 7

Senate Concurrent Resolution No. 20

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported resolutions ordered to second reading.

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 28

Senate Bill No. 53

Senate Bill No. 236

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Concurrent Resolution No. 6

Senate Resolution No. 33

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and be adopted as amended, and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported resolutions ordered to second reading.

Committee on Local Government

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 70

Senate Bill No. 164

Assembly Bill No. 30

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 151

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 4

Senate Bill No. 103

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 42

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 42

Senator Cobey moved that Senate Bill No. 42 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 42—An act to add Division 3.6 (commencing with Section 810) to Title 1 of the Government Code, and to amend Sections 340, 1095 and 1242 of the Code of Civil Procedure, and to repeal Sections 903, 1041, 1042, 13551, 15512, 15513, 15514, 15515 and 15516 of the Education Code, and to repeal Article 1 (commencing with Section 1950) of Chapter 6 of Division 4 of Title 1 of, Article 6 (commencing with Section 50140) of Chapter 1 of Part 1 of Division 1 of Title 5 of, Article 3 (commencing with Section 53050) of Chapter 2 of Part 2 of Division 1 of Title 5 of, and Sections 2002.5, 39586, 54002, 61627 and 61633 of, the Government Code, and to amend Sections 943 and 954 of, and to repeal Chapter 23 (commencing with Section 5640) of Part 3 of Division 7 of, the Streets and Highways Code, and to repeal Article 10 (consisting of Section 51480) of Part 7 of Division 15 of, Chapter 5 (commencing with Section 60200) of Part 3 of Division 18 of, and Sections 22725, 22726, 22730, 22731, 31083, 31089, 31090, 35750, 35751, 35755, 35756, 50150 and 50152 of, the Water Code, and to amend Sections 6005, 6610.3 and 6610.9 of the Welfare and Institutions Code, and to repeal Section 21 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), and to repeal Section 10 of Chapter 641 of the Statutes of 1931 (Flood Control and Flood Water Conservation District Act), relating to liability of public entities and public officers, agents and employees.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 25 of the title of the printed bill, strike out "agents", and insert "servants".

Amendment No. 2

On page 2, line 12, strike out "agent or".

Amendment No. 3

On page 2, line 12, after "employee," insert "or servant, whether or not compensated,".

Amendment No. 4

On page 2, line 14, strike out "agency".

Amendment No. 5

On page 3, line 20, after "statute", insert "including this part,".

Amendment No. 6

On page 3, strike out lines 48 to 51, inclusive.

Amendment No. 7

On page 4, strike out lines 1 to 7, inclusive.

Amendment No. 8

On page 4, line 11, after "proceeding", insert "(other than an administrative or judicial proceeding to discipline or discharge a public employee)".

Amendment No. 9

On page 4, line 19, strike out "enactment", and insert "law".

Amendment No. 10

On page 4, line 23, after "certificate", insert ", approval, order,".

Amendment No. 11

On page 4, line 29, after "than", insert "its".

Amendment No. 12

On page 4, lines 29 and 30, strike out "of the public entity", and insert "(as defined in subdivision (c) of Section 830)".

Amendment No. 13

On page 4, line 50, strike out "of any enactment", and insert "or enforcement of any law".

Amendment No. 14

On page 5, line 1, strike out ", exercising due care,".

Amendment No. 15

On page 5, line 18, after "certificate", insert ", approval, order,".

Amendment No. 16

On page 5, between lines 37 and 38, insert
"§22. A public employee is not liable for money stolen from his official custody. Nothing in this section exonerates a public employee from liability if the loss was sustained as a result of his own negligent or wrongful act or omission."

Amendment No. 17

On page 5, line 45, strike out "or if the public entity conducts the"; strike out line 46; and on line 47, strike out "or action".

Amendment No. 18

On page 5, strike out line 49, and insert "to which the public entity has agreed. If the public entity conducts the defense of an employee or former employee against any claim or action, the public entity shall pay any judgment based thereon or any compromise or settlement of the claim or action to which the public entity has agreed; but, where the public entity conducted such defense pursuant to an agreement with the employee or former employee reserving the rights of the public entity not to pay the judgment, compromise or settlement until it is established that the injury arose out of an act or omission occurring within the scope of his employment as an employee of the public entity, the public entity is required to pay the judgment, compromise or settlement only if it is established that the injury arose out of an act or omission occurring in the scope of his employment as an employee of the public entity.
Nothing in this section".

Amendment No. 19

On page 7, between lines 34 and 35, insert
"§30.5. (a) Except where the doctrine of res ipsa loquitur is applicable, the happening of the accident which results in the injury is not in and of itself evidence that public property was in a dangerous condition.

(b) The fact that action was taken after an injury occurred to protect against a condition of public property is not evidence that the public property was in a dangerous condition at the time of the injury."

Amendment No. 20

On page 8, line 22, strike out "lake, stream, river or beach", and insert "terrain, lake, stream, bay, river, beach, or other unimproved property".

Amendment No. 21

On page 9, lines 21 and 22, strike out "that the public entity did not take adequate measures to protect against the risk".

Amendment No. 22

On page 9, line 32, after "of", insert "subdivision (b) of".

Amendment No. 23

On page 9, strike out lines 35 to 52, inclusive.

Amendment No. 24

On page 10, strike out lines 1 to 6, inclusive, and insert

"(b) A public entity had constructive notice of a dangerous condition within the meaning of subdivision (b) of Section 835 only if the plaintiff establishes that the condition had existed for such a period of time and was of such an obvious nature that the public entity, in the exercise of due care, should have discovered the condition and its dangerous character. On the issue of due care, admissible evidence includes but is not limited to evidence as to:

(1) Whether the existence of the condition and its dangerous character would have been discovered by an inspection system that was reasonably adequate (considering the practicability and cost of inspection weighed against the likelihood and magnitude of the potential danger to which failure to inspect would give rise) to inform the public entity whether the property was safe for the use or uses for which the public entity used or intended others to use the public property and for uses that the public entity actually knew others were making of the public property or adjacent property.

(2) Whether the public entity maintained and operated such an inspection system with due care and did not discover the condition."

Amendment No. 25

On page 10, lines 45 and 46, strike out "that no adequate measures were taken to protect against that risk".

Amendment No. 26

On page 11, line 12, after "of", insert "subdivision (b) of".

Amendment No. 27

On page 11, line 15, strike out "Subject to subdivision (c), a", and insert "A".

Amendment No. 28

On page 11, line 17, after "of", insert "subdivision (b) of".

Amendment No. 29

On page 11, strike out lines 30 to 40, inclusive.

Amendment No. 30

On page 12, between lines 14 and 15, insert

"844. As used in this chapter, "prisoner" includes an inmate of a prison, jail, detention or correctional facility."

Amendment No. 31

On page 12, line 21, after "a", insert "prison".

Amendment No. 32

On page 12, lines 25 and 26, strike out "an inmate of a jail, detention or correctional facility", and insert "a prisoner".

Amendment No. 33

On page 12, line 43, after "release", insert "or from determining whether to revoke his parole or release".

Amendment No. 34

On page 15, after line 51, insert

"856.2. Except as provided in Section 815.6, neither a public entity nor a public employee acting in the scope of his employment is liable for an injury resulting from the failure to admit a person to a public medical facility."

Amendment No. 35

On page 16, line 48, strike out "This", and insert "Except for Section 895.6, this".

Amendment No. 36

On page 16, line 50, after the period, insert "Section 895.6 applies to any agreement between public entities entered into, or renewed, modified, or extended, after the effective date of this chapter."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 113

Senator O'Sullivan moved that Senate Bill No. 113 be withdrawn from Committee on Agriculture for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 113—An act to add Section 39561.5 to the Government Code, relating to weed abatement, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "39561.5 to", insert ", and to amend Section 39581 of,".

Amendment No. 2

On page 1, between lines 14 and 15, insert

"SEC. 2. Section 39581 of said code is amended to read:

39581. The amount of the assessment shall be collected at the time and in the manner of ordinary municipal taxes. If delinquent, the amount is subject to the same penalties and procedure of foreclosure and sale provided for ordinary municipal taxes.

The legislative body may determine that such assessments of fifty dollars (\$50) or more may be made in annual installments, in any event not to exceed five, and that the payment of assessments so deferred shall bear interest on the unpaid balance at a rate to be determined by the legislative body, not to exceed 6 percent per annum."

Amendment No. 3

On page 1, line 15, strike out "2", and insert "3".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 767

Senator Burns moved that Senate Bill No. 767 be withdrawn from Committee on Business and Professions and re-referred to Committee on Governmental Efficiency.

Motion carried.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

Senate Bill No. 181—An act to amend Section 268 of the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 253—An act to amend Section 12880 of the Water Code, relating to state financial assistance for local water projects, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 5, line 1, of the printed bill, strike out "Before", and insert "Except in the case of a grant to a public agency where the applicable law contains provisions for the election of the members of the governing body of the agency, before".

Amendment No. 2

On page 5, line 2, after "loan", insert "or a grant".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Concurrent Resolution No. 24—Relative to a Civil War marker.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1 of the printed measure, strike out lines 7 through 20, inclusive, and insert

"WHEREAS, Although the Federal Enrollment Act (Conscription) was never enforced in California, approximately 16,000 Union volunteers from the State were utilized for arduous military service throughout the West, including campaigning against savage Indian tribes, replacing regular troops in Pacific garrisons, protecting the mails and telegraph lines and keeping supply routes open to the East; and

WHEREAS, The "California Column" in 1862 aided in keeping the New Mexico and Arizona territories in the Union, and a California "Five Hundred" was enrolled in an eastern state for service on eastern battlefields of the war; and

WHEREAS, California was a state divided in interest and sympathy during the great American Civil War and an estimated 3,000 Californians served bravely with the Confederate forces and followed the dictates of their consciences and their personal convictions; and

WHEREAS, In a country now happily united, the wounds and ravages of civil war have been overcome and there has emerged from the War Between the States a new great nation in which the State of California may rank foremost and pre-eminent; and".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 121—An act to amend Section 326 of the Probate Code, relating to probate of wills.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 154—An act to amend Section 1253 of the Code of Civil Procedure, relating to recordation of orders of condemnation.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 155—An act to amend Section 782 of the Probate Code, relating to publication of notice in private sales of real property.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 47—An act to add Sections 3365 and 3366 to, and to amend Sections 4458 and 4458.2 of, and to repeal Section 4458.5 of, the Labor Code, relating to workmen's compensation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 3 of the printed bill strike out "For", and insert "Notwithstanding Sections 2700, 2766, and 2791 of the Penal Code, for".

Amendment No. 2

On page 1, line 5, after "person", insert ", other than an independent contractor,".

Amendment No. 3

On page 1, line 16, after "person", insert ", other than an independent contractor,".

Amendment No. 4

On page 2, line 5, after "4458.", insert "(a)".

Amendment No. 5

On page 2, between lines 17 and 18, insert

"(b) An inmate of a state penal or correctional institution is not entitled to receive benefits under this section during the period he is confined in such institution, and the actual period of his confinement after the injury shall be offset against the period for benefits to which he is entitled under subdivision (a) of this section. Upon parole or release from the state penal or correctional institution, the inmate is entitled to the benefits provided under subdivision (a) of this section for the remainder of the benefit period not so offset."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 132—An act to amend Sections 17151 and 17709 of the Vehicle Code, relating to liability arising from the operation of motor vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, after "17151", insert ", 17155".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 15, and insert

"SEC. 2. Section 17155 of said code is amended to read:

17155. Where two or more persons are injured or killed in one accident, the owner, bailee of an owner, or person representative of a decedent may settle and pay any bona fide claims for damages arising out of personal injuries or death, whether reduced to judgment or not, and the payments shall diminish to the extent thereof such person's total liability on account of the accident. Payments aggregating the full sum of [ten] twenty thousand dollars [(\$10,000)] (\$20,000) shall extinguish all liability of the owner, bailee of an owner, or personal representative of a decedent for death or personal injury arising out of the accident which exists by reason of imputed negligence, pursuant to this chapter, and did not arise through the negligence of the owner, bailee of an owner, or personal representative of a decedent nor through the relationship of principal and agent or master and servant.

SEC. 3. Section 17709 of said code is amended to read:".

Amendment No. 3

On page 2, line 3, strike out "one", and insert "five".

Amendment No. 4

On page 2, line 3, strike out "\$1,000", and insert "\$5,000".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 106—An act to amend Sections 640 and 645 of the Probate Code, relating to administration of estates.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 640 and 645", and insert "Section 646".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 24, inclusive; and on page 2, strike out lines 1 to 20, inclusive, and insert

"SECTION 1. Section 646 of the Probate Code is amended to read:

646. If the court finds that the net value of the estate exceeds [seven thousand five hundred dollars (\$7,500)] *five thousand dollars (\$5,000)*, or that the surviving spouse or minor child has other estate of twelve thousand five hundred dollars (\$12,500) in value, or that there is neither a surviving spouse nor a minor child, it shall act upon the petition for probate or for letters of administration in the same manner as though no petition to set aside the estate had been included, and the estate shall then be administered in the usual manner."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 37—An act to add Section 17750.1 to the Business and Professions Code, relating to trading stamps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, after the first "to", insert "amend Section 17765 of, and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 11, insert

"SEC. 2. Section 17765 of said code is amended to read:

17765. The application for license shall be accompanied by a bond payable to this State and duly executed by the trading stamp company and a corporate surety qualified to do business in this State, which is conditioned upon the performance by the company of its obligations to redeem trading stamps issued [by retailers] *under this chapter* in this State when they are duly presented for redemption by the rightful holders."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 82—An act to amend Section 2786.5 of the Business and Professions Code, relating to the practice of nursing.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 16—An act to amend Section 647 of the Code of Civil Procedure, relating to those matters that are deemed excepted to.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 48—An act to amend Section 1431 and to repeal Section 1510 of, and to add Section 1510 to, the Probate Code, and to amend Section 372 of the Code of Civil Procedure, relating to settlement and compromise to claims of minors and incompetents.

Bill read second time, ordered engrossed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 114—An act to amend Sections 151, 152, and 153 of the Water Code, relating to the California Water Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Farr, Geddes, Gibson, Holmdahl, Miller, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Regan, Rodda, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—26.

NOES—Senators Backstrand, Donnelly, Grunsky, Lagomarsino, McAteer, Murdy, Nisbet, Rees, Schrade, Stiern, and Way—11.

Bill ordered transmitted to the Assembly.

Senate Bill No. 14—An act to amend Sections 12502, 12504, 12505, 12518, 12805, 12806, 12809, 13363 of, and to add Section 246 to, and Chapter 6 (commencing with Section 15000) to Division 6 of, the Vehicle Code, relating to a compact with various states and the issuance and control of driver's licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 19—An act to add Section 118.1 to the Welfare and Institutions Code, relating to public assistance recipients.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 30—An act to add Chapter 6 (commencing with Section 28100) to Division 12 of the Vehicle Code, relating to Vehicle Equipment Safety Compact.

Bill read third time.

Motion to Re-refer Senate Bill No. 30

Senator Collier moved that Senate Bill No. 30 be re-referred to Committee on Governmental Efficiency, and that the chairman set Senate Bill No. 30 for hearing at the next meeting of the committee.

Motion carried.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 75—An act to add Section 19591.3 to the Education Code, relating to state school building aid, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Teale.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 11—Relative to a commemorative stamp honoring Hollywood's entertainment industry.

Resolution read, and presented by Senator Rees.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 777: By Senator Nisbet—An act to amend Section 37902 of the Government Code, relating to expenditure by cities for public projects.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 778: By Senator Murdy—An act to amend Sections 9, 17, 18, 19, and 20 of, to repeal Sections 21 and 22 of, and to add Sections 21, 21.1, 21.2, 21.3, 21.4, 21.5, 21.6, 21.7, 21.8, 21.9, 21.10, 21.11, 21.12, 21.13, 21.14, 21.15, 21.16, 21.17, 21.18, 21.19, 21.20, 21.21, and 21.22 to, the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Referred to Committee on Local Government.

Senate Bill No. 779: By Senator Weingand—An act to add Section 25373 to the Government Code, relating to places of historical interest.

Referred to Committee on Local Government.

Senate Bill No. 780: By Senator Bradley—An act to amend Sections 6051 and 10505 of the Vehicle Code, relating to transfer of registrations.

Referred to Committee on Transportation.

Senate Bill No. 781: By Senator Bradley—An act to amend Section 640 of, and to add Section 1543 to, the Penal Code, relating to the detection or interception of telegraphic and telephonic communications.

Referred to Committee on Judiciary.

Senate Bill No. 782: By Senator McAteer—An act to amend Sections 3212 and 3212.5 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 783: By Senators Burns, Teale, and Dolwig—An act to add Division 4.6 (commencing with Section 6200) to the Labor Code, relating to the establishment of a Workmen's Compensation Study Commission, defining its powers, duties and responsibilities, and making an appropriation therefor.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 784: By Senator Rees (Coauthor: Assemblyman Knox)—An act to add Section 3255.5 to the Unemployment Insurance Code and to repeal Section 24 of Chapter 2154 of the Statutes of 1961, relating to voluntary plans providing unemployment compensation disability benefits.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 785: By Senator Dolwig (Coauthors: Assemblymen Britschgi and Ryan)—An act to amend Section 1744 of the Code of Civil Procedure, relating to conciliation courts.

Referred to Committee on Judiciary.

Senate Bill No. 786: By Senator Dolwig—An act to amend Section 73601 of the Government Code, relating to municipal court judges.

Referred to Committee on Local Government.

Senate Bill No. 787: By Senator Dolwig—An act to amend Section 69599 of the Government Code, relating to San Mateo County superior court judges.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 788: By Senator Dolwig (Coauthor: Assemblyman Britschgi and Ryan)—An act to repeal Sections 73522, 73523, 73602, 73603, 74302 and 74303 of, and to add Sections 73522, 73523, 73523.1, 73523.2, 73602, 73603, 73603.1, 73603.2, 74302, 74303, 74303.1 and 74303.2 to the Government Code, relating to compensation of municipal clerks in San Mateo County.

Referred to Committee on Local Government.

Senate Bill No. 789: By Senator Dolwig—An act to add Sections 1202.2 and 1231.1 to the Public Utilities Code, relating to grade-crossing protection maintenance.

Referred to Committee on Public Utilities.

Senate Bill No. 790: By Senator Cameron—An act to amend Section 476a of the Penal Code, relating to bad checks.

Referred to Committee on Judiciary.

Senate Bill No. 791: By Senator Pittman—An act to amend Section 36510 of the Government Code, relating to city officers.

Referred to Committee on Local Government.

Senate Bill No. 792: By Senators Petersen and McAteer—An act to add Section 593 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 31: By Senator Burns—Relative to leaves of absence of the Governor, Lieutenant Governor, Secretary of State, Attorney General, Controller, Treasurer, Superintendent of Public Instruction, members of the Board of Equalization and the State Personnel Board, and the Members of the Senate and Assembly.

Referred to Committee on Rules.

ADJOURNMENT

At 4.04 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, February 27, 1963.

JOHN F. LEA, Minute Clerk

TO THE EDITOR:—The following is a list of the members of the American Medical Association who have been elected to the office of President of the Association for the year 1917.

The following members have been elected to the office of President of the Association for the year 1917:

Dr. J. C. Brainerd, Chicago, Ill.

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CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-FIRST LEGISLATIVE DAY

THIRTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, February 27, 1963

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Remembering, O Lord, This day that we are dust, and that unto dust we shall return, we are mindful of the frailty of our nature, the weakness that has perhaps led us often to err, to fail, and which must of necessity lead us one day to submit to the inexorable law of death. Forgive us our faults, O Lord, ere we return to the primeval slime; that when this mortal coil is once again dust, and this entire globe has crumbled into ashes, we may live with Thee forever henceforward. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Arnold Pappas, Mr. Arnold H. Prosser, and Mr. Robert Sweeney, all of Anaheim.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests from Orange County: Mr. C. B. Sturgeon of the Orange County Ceramic Tile Manufacturing Co., of Huntington Beach; Mr. Roy Smith of Huntington Beach; Mr. Will L. Comfort of the Rubber Corporation of California, Garden Grove; Mr. Russell Knott of Knott's Berry Farm, Buena Park; Mr. Guy Testor of Buena Park; Mr. Elvin

K. Wilson of the Shaffer Tool Works, of Brea; Mr. Herb Beatty of Brea; Mr. Jesse Crim of the United States Rubber Company, of Santa Ana; Mr. R. J. Hutchison of the Kwikset Lock Company of Anaheim; and Mr. C. K. Nelson, also of Anaheim.

On request of Senator Symons, Jr., the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. William E. Earwaker, Sr. of Topaz; Mr. Charles W. Earwaker of Topaz; and Mr. John T. Leggett of Bishop.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Kay Lopez, Miss Kathleen Lopez, Mr. James Beasley and Mr. John Verducci, all of Vallejo.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harry Armstrong of Sacramento.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Pat W. Sullivan, Coroner and Public Administrator of Ventura County.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jean Tucker of Santa Barbara, and Mrs. Fred Farr of Monterey.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Steve Sarff of Pomona; Mr. Mike Pritchett of Los Angeles; Mr. Richard Rogan of Glendale; and Mr. Zane Meckler of Malibu.

On request of Senator Symons, Jr., the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Emil Billeb of San Francisco.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Louis Evon, Mrs. Allen Ridge and Mrs. Donald A. Kucirec, all of Merced, who are members of the Merced Junior Women's Club.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lucien Simon, President of the California Grocers Association, and Mrs. Simon; Mr. Frank Meager of San Francisco; and Mr. Harold Zellerbach of the Zellerbach Paper Company, San Francisco.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Frank Cayonmi of Ross.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Lee Derrick of Riverside.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Joseph Statler of Van Nuys.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Officer Frank Hose, Officer Al Saxton, and Mr. Washington, and the following Stockton Police Cadets: Steve Anderson, Mike Brown, Bob Condit, Stan Cusamano, Harold Dennis, Mike Ellis, Bill Gentry, Donald Gill, Ronald Haley, Pete Heil, Martin Kilgore, Marlin Kleinert, Bruce McCandless,

Bob McClary, Bob Reed, Dennis Saxton, Ron Schwartz, Eddie Shoup, Terry Spears, Frank Williams, Dennis Wood, and Ron Travnick.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to F. G. Costello of Moore Business Forms, Emeryville; Stan Jorgenson of Sherwin Williams Company, of Oakland; George Bard of the Sherwin Williams Company, of Oakland; and W. H. Riegels of Berkeley.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Danver, principal; Mr. Brawley, teacher; and the following students of Lockeford School: Charles Ake, Lillia Acosta, Susan Altig, Bill Bechtold, Carole Bishop, Rickey Cardoza, Dorajean Cox, Sherry Crist, Diana Davis, Tim Ellsbury, Barbara Fekkers, Andy Gooden, Mary Beth Harder, Douglas Holek, John James, Gary Knittel, Bennie Locke, Kimberly Locke, Connie Matts, Doris Matts, Claire McBride, Raymond Polk, Bill Reichmuth, Tom Reichmuth, Larry Ross, Sherry Schmierer, Ronnie Sheridan, Freida Simmerman, David Smith, Kathleen Smith, Linda Strong, Tom Tucker, Kenneth Young, and Connie Davis.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of East Lake School at Clearlake Oaks: *Adults*—Mr. Joseph G. Hibbs, Mrs. Patricia Hibbs, Mr. John C. Milano, Mrs. Irene Milano, Mr. Edgar O. Loghry, and Mrs. Signa Rae Loghry. *Students*—John Felsch, Kenneth Gay, Joyce Grundhoefer, Mary Jane Heaton, Danny Hoffmann, Michele Kear, Merlene Loomis, Andrew Maurer, Francis Morgan, Patricia Parsley, Brenda Tryon, and Susan Young.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Explorer Advisor Richard Robak; Assistants Bill Hester and Vern Guthrie; and the following Explorer Scouts of Post 256: Doug Stevenson, Phil Jordan, Jim Davis, Jim Landers, Dale Stevenson, Steven Kee, Bill Slinker, Jim Hester, John Summerson, Robert Otto, John Guthrie, Ed DeGennaro, Gerry Thomsen, Mike Bradeen, Mike Pousy, Ken White, and Allen Bradeen.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of San Antonio School of Los Altos: Douglas Allen, Paul Andersen, Susan Argall, John Beede, Susan Blair, Deborah Bowen, Peter Boyer, Margie Chan, Marna Chew, Barry Childs, Margaret Cimino, Richard Collins, Arthur Doell, Terry Donaldson, Deborah DuCharme, Jan Feth, Michael Fogelstrom, Jean Finley, Gregg Gilligan, Guenter Gmelin, Diane Goddard, Allan Green, John Hainsworth, Nancy Herbert, Liane Higashiuchi, Jeffrey Hirsch, George Hopkins, Donna Joyt, Ann Hudson, Dorothy Landels, Gregg Lipanovich, Melville Madden, Karen McSharry, Alex Montalvo, James Muncie, Katherine Murdock, Katie Reynolds, Jane Robichek, Ben Ross, Joan Sedgwick, Deenie Siegel, James Skidmore, Linda Steinacher, Jennifer Stewart, Jan Sutherland, Christine Theiss, Judith Venes, Ray Waddell, James Woelfl, and Richard Wilder.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following faculty and students of the Edwin Markham School of Placerville: Teachers—Mr. Kenneth Foley, Mr. Boyd Dron, Mr. Richard Payton, and Mr. L. G. Vanderbundt. Students—Michele Atwood, Joan Bannister, Robert Barbeau, Alan Bauman, Nancy Baumann, David Bean, John Bennett, Robert Bila, Kenny Bittenbender, Gregory Bland, Linda Blankensop, Dan Blount, Steven Brink, Steve Butts, Sue Byrd, Robbie Carnahan, Donna Champion, Earl Chandler, Steve Chandler, Arthur Chestine, Audra Clark, Pamela Clark, Marilyn Clevinger, Jean Coffey, Lance Cola, Craig Collins, Dave Combellaek, Charles Copeland, Candy Crow, Ray Decker, Susan Dendy, Phillip Duce, Bill Duffield, Suzanne Eriksson, Denny Fausel, Susan Feth, Janelle Fleming, Fred Floth, Joyce Fosten, Martha Fresquez, Stanley Frost, Beverly Fyfe, Tim Gallagher, Randy Gardner, Steve Gardner, Michele Gillett, Gail Gilmore, Paul Goltz, Philip Goltz, John Goodrich, Sallie Gray, Gregory Carolyn, Earl Grundy, Garry Hamilton, Elaine Hanley, Jim Hardie, Kenneth Harrod, Jewell Harshman, Ned Heaney, Bruce Heatherly, Linda Hiffner, Rex Hinkey, Susan Hocking, Steve Howard, Susan Howard, Nancy Ingram, Thomas Jewett, Ricky Johnson, Peggy Jones, Darlene Kromery, Bill Latimer, Larry Long, Gail McGee, Nancy McKenzie, Carmen Martinez, Jim Mendonsa, Ruby Menges, Linda Mergen, Pattie Miccia, Glennis Moore, Suzie Moore, Peggy Morlan, David Mulholland, Judith Nell, Linda Nelson, Diana Nelson, Sherry Nickles, Dennis Nomer, Charles Olson, Laurel Padilla, Judy Palmer, Paul Parker, Annis Patterson, Judy Patterson, David Pearson, Terry Lynn Perry, Bill Quigley, Joan Rafferty, Mike Rasmussen, Teresa Reddin, David Reichman, Faye Reynolds, Bob Richelieu, Ron Ridout, Drucilla Rossi, Kathie Rust, Shari Ruthven, Linda Schamun, Toni Schroth, Charles Sebren, Gary Sigwart, Marcia Simmons, Georgia Lee Sleep, Marty Smith, Melody Spencer, Sandra Strickland, Kathy Swansborough, Barbara Tabler, Margie Taylor, Valerie Thies, David Townzen, Nolan T'Sani, Rhonda Jean Uzzel, Kent Vanderbundt, Barbara VanSant, Mona Vince, Larry Vivian, Laurie Vivian, Douglas Walker, Cathy Wallace, Mike Ward, Jeffrey Wells, Bill Westphal, Harry Westphal, Francis Wilbur, Jimmie Wilkinson, Diane Wilkinson, Terry Williams, Teresa Willis, Donna Wolfe, Joseph Boocks, Terry Bayless, James Brandt, Gary Burchard, Robert Coulter, Robin Davis, Steve Falk, Andrew Gardner, Kit Gardner, Susan Garlick, Thomas Humphreys, Larry Lewis, Kelly McCoy, Laurel Padilla, Dennis Parker, Wesley Roberts, Vickie Shirar, David Simms, Tom Ferguson, and Sue Byrd.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 27, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 549

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, February 27, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 63
Assembly Bill No. 89

Assembly Bill No. 94
Assembly Bill No. 156

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 63—An act to amend Sections 1613 and 1616 of the Elections Code, relating to precinct boards.

Referred to Committee on Elections.

Assembly Bill No. 89—An act to amend Section 26101 of the Water Code, relating to irrigation districts.

Referred to Committee on Water Resources.

Assembly Bill No. 94—An act to amend Section 6401 of the Elections Code, relating to declarations of candidacy.

Referred to Committee on Elections.

Assembly Bill No. 156—An act to amend Section 10305 of the Elections Code, relating to forms of ballots.

Referred to Committee on Elections.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 34—An act to amend Section 20004 of the Education Code, relating to the Junior College Tax Relief Act, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 104—An act to amend Section 35790 of the Vehicle Code, relating to permits to tow overwidth trailer coaches, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the 26th day of February, 1963, at 4.30 p.m.

BURNS, Chairman

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 7—Relative to local airline service to cities in California.

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 26th day of February, 1963, at 4.30 p.m.

BURNS, Chairman

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 16
Senate Bill No. 48
Senate Bill No. 82

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 121
Senate Bill No. 154
Senate Bill No. 155
Senate Bill No. 181

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 37

Senate Bill No. 106

Senate Bill No. 253

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 24

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Local Government

SENATE CHAMBER, February 26, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 107

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 29

Senate Bill No. 239

Senate Bill No. 109

Assembly Bill No. 77

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 115

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Governmental Efficiency

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 36

Senate Joint Resolution No. 8

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

Above reported bill ordered to second reading.

Above reported resolution ordered to second reading.

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Concurrent Resolution No. 17

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

GIBSON, Chairman

Above reported resolution ordered to third reading.

Committee on Education

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 68

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 69

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 69

Senator Rodda moved that Senate Bill No. 69 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 69—An act to amend Section 10801 of the Education Code, relating to interdistrict school attendance.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 15, of the printed bill, after the period, insert "An agreement shall be deemed to meet the requirements of this section if it provides for the governing board of the district in which the pupil lives to release or otherwise transfer all state and federal apportionments earned by such attendance to the governing board of the district in which the pupil attends."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Elections**

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Chairman of the Committee on Elections, to which was referred:

Senate Bill No. 100

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RODDA, Chairman

MOTION TO AMEND SENATE BILL NO. 100

Senator Rattigan moved that Senate Bill No. 100 be amended and re-referred to Committee on Elections.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 100—An act to amend Section 23300 of the Elections Code, relating to consolidation of elections.

Bill read second time.

Motion to Amend

Senator Rattigan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "special", and insert "public".

Amendment No. 2

On page 1, line 9, after "officer", insert "or officers".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

REPORTS OF STANDING COMMITTEES**Committee on Social Welfare**

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Assembly Bill No. 58

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

STURGEON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 58

Senator Sturgeon moved that Assembly Bill No. 58 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 58—An act to amend and renumber Section 143.01 of, to amend the chapter heading of Chapter 1 commencing with Section 3000 of Part 1 of Division 5 of, to amend Sections 452, 3002, 3003, 3004, 3005, 3006, 3009, 3011, 3025, 3026, 3040, 3041, 3042.10, 3045, 3046, 3049, 3051, 3078, 3081, 3083, 3083.1, 3083.3, 3084.1, 3087, 3087.1, 3087.5, 3088.5, 3447, 3447.1, 3447.2, 3460, 3462, 3472.1, and 3473 of, to add Sections 449, 459, and 3041.5 to, and to repeal Sections 2181.06, as added by Chapter 1994 of the Statutes of 1961, 3401.5, 3404, 3405, 3408, 3411, 3421, 3430, 3431, 3433, 3445, 3446, 3447.15, 3447.25, 3447.3, 3448, 3449, 3451, 3461, 3462, 3462.1, 3470, 3471, 3471.5, 3473.2, 3474.5, 3475, and 4163.5 of, the Welfare and Institutions Code, relating to public assistance, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendments:

Amendment No. 1

In line 7 of the title of the printed bill, as amended in Assembly February 19, 1963, strike out "3462,".

Amendment No. 2

In line 13 of the title strike out "assistance," and insert "assistance."

Amendment No. 3

Strike out lines 14 and 15 of the title.

Amendment No. 4

On page 12, strike out lines 13 to 17, inclusive.

Amendment No. 5

On page 13, strike out lines 30 to 42, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 44

Senator Cobey moved that Senate Bill No. 44 be withdrawn from Committee on Judiciary for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 44—An act to add Chapter 5 (commencing with Section 989.1) to Division 3.5 of Title 1 of the Government Code, and to add Part 6 (commencing with Section 989) to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session, and to add Section 11007.4 to, and to repeal Sections 1231, 1956, 1956.5, 1959 and 53056 of, the Government Code, and to repeal Section 17003 of the Vehicle Code, and to repeal Sections 22732 and 35757 of the Water Code, relating to insurance for public entities and public officers, agents and employees.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 6 of the title of the printed bill, as amended in Senate February 12, 1963, after the first comma, insert "and to amend Section 11290 of,".

Amendment No. 2

On page 1, line 11, strike out "agent or".

Amendment No. 3

On page 1, line 11, after "employee," insert "or servant, whether or not compensated,".

Amendment No. 4

On page 1, line 13, strike out " , agency".

Amendment No. 5

On page 3, line 26, strike out "agent or".

Amendment No. 6

On page 3, line 26, after "employee," insert "or servant, whether or not compensated,".

Amendment No. 7

On page 3, line 28, strike out " , agency".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 8

On page 4, between lines 27 and 28, insert

"SEC. 11. Section 11290 of the Government Code is amended to read:

11290. The Department of Finance may fix the cost or pro rata share, or in its discretion an amount it considers equivalent to such cost or pro rata share, and collect from each state agency in advance or upon such other basis as it may determine:

(a) The cost of insuring motor vehicles belonging to the state agency against liability for damages resulting from the [negligent] ownership or operation of motor vehicles and arising under [Section 400] Article 1 (commencing with Section

17000) of Chapter 1 of Division 9 of the Vehicle Code or an amount to be expended by the Department of Finance in accordance with law in paying claims under that [section] article and for their investigation, adjustment, defense and administration.

(b) Rent for the use or occupancy of space in any building owned, managed or controlled by the State and used by the state agency in carrying out its work and affairs.

(c) The cost of janitor and maintenance service rendered to such state agency to enable it to carry out its work and affairs.

(d) The cost of workmen's compensation insurance and bonds covering the officers, [and] employees and servants of the state agency, and the cost of liability, fire, and other types of insurance or bonds [covering officers, employees, and property of the State].

(e) The cost of all other services rendered to the state agency."

Amendment No. 9

On page 4, line 28, strike out "11", and insert "12".

Amendment No. 10

On page 5, line 41, strike out "12", and insert "13".

Amendment No. 11

On page 5, line 43, strike out "11", and insert "12".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

RESOLUTIONS

The following resolutions were offered:

By Senator Regan:

Senate Resolution No. 70

Relative to the Wildlife Conservation Board

WHEREAS, In pursuance of an application by a private individual seeking to acquire federal lands, the State Lands Commission can, in appropriate circumstances, acquire those lands through the exchange of state lands of equal value or under the so-called indemnity selection procedure, and make the lands available for sale under competitive bidding, in accordance with the provisions of law governing the sale of state lands; and

WHEREAS, An application was filed with the State Lands Commission asking the commission to secure for sale lands now held by the federal government which adjoin the Trinity River; and

WHEREAS, The application of the State Lands Commission to secure the land through its exchange procedure was rejected by the Sacramento Land Office of the United States Bureau of Land Management, an action which was subject to appeal; and

WHEREAS, A member of the staff of the Wildlife Conservation Board appeared before the State Lands Commission at the commission's hearing on September 14, 1961, when it was considering the advisability of pursuing an appeal of the Land Office decision; and

WHEREAS, The member of the staff of the Wildlife Conservation Board stated, among other things, that: "We consider this land has high value for public fishing access and other recreational use and would protest the sale into private ownership of such badly needed public land of this type" and that "In accordance with various requests from organizations, the Wildlife Conservation Board is interested in acquiring this land by lease or in fee and developing it for public purposes"; and

WHEREAS, In response to inquiries as to whether the Wildlife Conservation Board itself had specifically considered the value and desirability of acquiring this land and developing it for public purposes, said member of the staff stated: "No sir, it has not. This is in the planning level, normally handled on the staff level, and completed projects are presented"; and

WHEREAS, The Wildlife Conservation Board was created in 1947 pursuant to the Wildlife Conservation Act of 1947 (Chapter 1325, Statutes of 1947); and

WHEREAS, This important board, which is charged with the responsibility of establishing policies and acquiring lands for the preservation, protection, and restoration of wildlife within the State, is composed of the President of the Fish and Game Commission, the Director of Fish and Game, and the Director of Finance, with three Members of the Senate and three Members of the Assembly meeting with the board and participating in its activities to the extent that such participation is not incompatible with their positions as Members of the Legislature; and

WHEREAS, While the Wildlife Conservation Board is authorized to investigate, study and determine what areas within the State are most essential and suitable for wildlife production and preservation and to provide suitable recreation and could establish as a policy and advocate the retention in public ownership of property for use as access roads to water streams and campsites, the power to adopt such a policy may not be delegated by the board to its staff; and

WHEREAS, The Wildlife Conservation Board, at the time of the September 14, 1961, meeting of the State Lands Commission, had not adopted any policy with respect to such retention of public lands for access roads nor had it authorized itself to be represented with respect to that matter by its staff; and

WHEREAS, It is essential to the proper administration of the laws of this State and the protection of the public welfare that the boards and commissions of the State carry out their functions in accordance with law; now, therefore, be it

Resolved by the Senate of the State of California, That the Wildlife Conservation Board is directed to proceed in accordance with law in carrying out its functions and to review the activities of the members of its staff to insure that they are not improperly and unlawfully making policy at the staff level.

Resolution read, and referred to Committee on Rules.

By Senator McAteer:

Senate Resolution No. 71

Relative to commending the Buddha's Universal Church of San Francisco

WHEREAS, On March 1, 1963, one of the most remarkable churches in the United States, the Buddha's Universal Church of San Francisco, will be dedicated; and

WHEREAS, The church is remarkable not only for its creed, or for its beautiful new building, or for its unique and priceless religious objects, but also for the fact that it was built by its own congregation during the past 11 years with the help of San Franciscans of diverse background; and

WHEREAS, The idea for the build-it-yourself project was conceived in desperation, for the building purchased by the congregation for a church was found to be unsafe, thus requiring that it be razed, and all funds which were in the church treasury had to be expended to pay the mortgage on the old building; and

WHEREAS, With courageous spirit and bold determination, the children, housewives, grocers, doctors and others who comprised the congregation banded together to build a church; and

WHEREAS, It was the most unusual collection of construction workers ever assembled, but it was also the most fortunate, for the group worked under the inspirational leadership and thoughtful guidance of Doctor Paul F. Fung, physician and surgeon, professor of Buddhism, and the head of the congregation; and

WHEREAS, The beautiful edifice which their labors produced is a monument to man's ingenuity, an unparalleled example of community effort, and a shining beacon of light illuminating the hearts of all who took part in this worthy project; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of this Senate congratulate the congregation of the Buddha's Universal Church on their remarkable achievement and commend everyone who extended his hand in friendship to assist in this unique endeavor; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Doctor Paul F. Fung.

Resolution read, and unanimously adopted on motion of Senator McAteer.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 413

Senator Farr moved that Senate Bill No. 413 be withdrawn from Committee on Judiciary and re-referred to Committee on Fish and Game.

Motion carried.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 45—An act to add Chapter 6 (commencing with Section 992.1) to Division 3.5 of Title 1 of the Government Code, and to add Part 7 (commencing with Section 995) to Division 3.6 of Title 1

of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session, and to repeal Sections 2000 and 2001 of, and to amend Sections 2002.5, 26529 and 61632 of, the Government Code, and to repeal Sections 1043 and 13007.1 of the Education Code, and to repeal Section 60201 of, and to amend Section 31088 of, the Water Code, and to amend Section 15 of the Kings River Conservation District Act (Chapter 931, Statutes of 1951), Section 21 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), Section 76 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146, Statutes of 1959), Section 24 of the Desert Water Agency Law (Chapter 1069, Statutes of 1961) and Section 24 of the San Geronio Pass Water Agency Law (Chapter 1435, Statutes of 1961), relating to defense of actions and proceedings brought against public officers, agents and employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate February 18, 1963, strike out lines 39 to 47, inclusive.

Amendment No. 2

On page 8, strike out lines 31 to 39, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 187—An act to amend Section 2418 of the Vehicle Code, relating to operation and equipment of ambulances.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 3, of the printed bill, after "2418.", insert "(a)".

Amendment No. 2

On page 1, line 13, strike out "noncommercial," and insert ", noncommercial".

Amendment No. 3

On page 1, after line 17, insert

"(b) Violation of any provision of the regulations adopted by the department shall be a misdemeanor."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 262—An act to amend Section 12809 of the Vehicle Code, relating to driver's licenses.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 173—An act to add Article 7 (commencing with Section 218) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to roadside rests.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

In the heading of the printed bill, as amended in Senate February 25, 1963, strike out "and Rattigan", and insert "Rattigan, and Gibson".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Concurrent Resolution No. 3—Relative to Commercial Vehicle Identification and Qualification.

Resolution read, ordered engrossed, and to Consent Calendar.

Senate Concurrent Resolution No. 5—Relating to the naming of a bridge in memory of the late George J. Cole.

Resolution read, ordered engrossed, and to Consent Calendar.

Senate Concurrent Resolution No. 7—Relating to the naming of a bridge in memory of the late Richard Fleisher.

Resolution read, ordered engrossed, and to Consent Calendar.

Senate Concurrent Resolution No. 12—Relative to the naming of highways, freeways and expressways.

Resolution read, ordered engrossed, and to Consent Calendar.

Senate Concurrent Resolution No. 13—Relative to naming the Drinking Fountain Bridge on U.S. Highway 199 the Howard Griffin Bridge.

Resolution read, ordered engrossed, and to Consent Calendar.

Senate Concurrent Resolution No. 20—Relative to the California Highway Patrol.

Resolution read, ordered engrossed, and to Consent Calendar.

Senate Concurrent Resolution No. 6—Relating to the naming of a bridge in memory of the late Paul E. Mudgett.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 13, of the printed measure, strike out "Scotia-Rio Dell", and insert "Robinson Ferry".

Amendment No. 2

On page 1, line 18, strike out "Scotia-Rio Dell", and insert "Robinson Ferry".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to Consent Calendar.

Senate Resolution No. 33—Relating to a study of coastal fog conditions.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

Between the second and third "Resolved" clauses of the measure, as printed in the Senate Daily Journal for January 23, 1963, on page 173, insert

"Resolved, That the Highway Transportation Agency is directed to report its findings, including any recommendations, to the Legislature before March 15, 1965; and be it further".

Amendment read, and adopted.

Resolution ordered amended, and to Consent Calendar.

Senate Bill No. 28—An act to repeal Section 26310 of, and to add Section 26508 to, the Vehicle Code, relating to air brake safety devices.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 41, of the printed bill, as amended in Senate February 21, 1963, after "vehicle.", insert "No device shall be used which can be set to prevent automatic delivery of air to protected air supply reservoirs of motor vehicle emergency stopping systems when air is available in the service brake air supply system."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 53—An act to amend Section 5201 of, and to add Section 29007 to the Vehicle Code, relating to license plates.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in the Senate February 21, 1963, strike out ", and to add Section 29007 to".

Amendment No. 2

On page 1, strike out lines 13 to 16, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 236—An act to amend Sections 24003, 24405, 24407, 24409, and 25400 of the Vehicle Code, relating to lamps on vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 25, of the printed bill, strike out "than a", and insert "than".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 70—An act to amend Section 15802 of the Education Code, relating to school district property.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 164—An act to add Sections 15654 and 16069 to the Education Code, relating to auxiliary facilities of school districts maintaining junior colleges, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 151—An act to repeal Chapter 1413 of the Statutes of 1957, relating to the Mono County Public Utility District.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 4—An act to add Chapter 9 (commencing with Section 60300) to Division 1 of Title 6 of the Government Code, relating to special district secretaries.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 9, of the printed bill, after "part.", insert "If a county has established the office of clerk of the board of supervisors independent of the county clerk, the filing hereunder shall be with the clerk of the board of supervisors rather than the county clerk."

Amendment No. 2

On page 1, line 13, after "appointment.", insert "'Secretary" as used in this section means the person who has custody of the records and documents of the district."

Amendment No. 3

On page 1, line 14, after "clerk", insert "or clerk of the board of supervisors, whichever the case may be,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 103—An act to amend Sections 23201, 23207, 23215 and 23216 of the Government Code, relating to alterations of boundaries of counties, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 23225 to,".

Amendment No. 2

On page 2, between lines 41 and 42, insert

"Sec. 5. Section 23225 is added to said code, to read:

23225. If any alteration of county boundaries pursuant to this article results in territory of a district being transferred from one county to another, the boards of supervisors of the two counties shall determine whether it is in the best interests of the people in the territory for the territory to remain within the district or be withdrawn. If both boards of supervisors determine that the territory should be

withdrawn from the district, the withdrawal shall be effective upon the filing of a copy of the resolution so holding by the board of supervisors of each county with the Secretary of State.

If there is district indebtedness outstanding on the effective date of withdrawal, the territory withdrawn shall nevertheless remain liable for assessment and payment of the tax for its pro rata share thereof until the extinguishment of such indebtedness."

Amendment No. 3

On page 2, line 42, strike out "5", and insert "6".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 30—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 24—Relative to a Civil War marker.

Resolution read.

Motion to Amend

Senator Rodda moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 25, of the printed resolution, strike out the word "savage".

Amendment read, and adopted.

Request for Unanimous Consent

Senator Rodda asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 24, at this time, for consideration as amended.

Consideration of Senate Concurrent Resolution No. 24, as Amended

Senate Concurrent Resolution No. 24—Relative to a Civil War marker.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senator Nisbet Presiding

At 3.40 p.m., Senator Eugene G. Nisbet of the Thirty-sixth District, presiding.

Senate Bill No. 106—An act to amend Section 646 of the Probate Code, relating to administration of estates.

Bill read third time.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Petersen moved a call of the Senate.

Motion carried. Time 3.46 p.m.

The President directed the Sergeant at Arms to close the doors, and to bring in the absent members.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 3.48 p.m., on motion of Senator Petersen, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 106 passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 37—An act to amend Section 17765 of, and add Section 17750.1 to the Business and Professions Code, relating to trading stamps.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 82—An act to amend Section 2786.5 of the Business and Professions Code, relating to the practice of nursing.

MOTION TO RE-REFER SENATE BILL NO. 82

Senator Miller moved that Senate Bill No. 82 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 16—An act to amend Section 647 of the Code of Civil Procedure, relating to those matters that are deemed excepted to.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 48—An act to amend Section 1431 and to repeal Section 1510 of, and to add Section 1510 to, the Probate Code, and to amend Section 372 of the Code of Civil Procedure, relating to settlement and compromise to claims of minors and incompetents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 253—An act to amend Section 12580 of the Water Code, relating to state financial assistance for local water projects, declaring the urgency thereof, to take effect immediately.

Objection Raised

Senator Bradley objected to Senate Bill No. 253 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule No. 22.2, ordered Senate Bill No. 253 to the second reading file.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Sturgeon:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, February 27, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 740—An act to convey certain described lands from the State of California to Mr. Robert C. Newman, declaring the urgency thereof, to take effect immediately.

SENATOR STURGEON

Request read and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 793: By Senators Farr, Grunsky, Rodda, Murdy, Stiern, and Cameron (Coauthor: Assemblyman Quimby) (Pursuant to

the recommendations of the Senate Fact Finding Committee on Education)—An act to amend Section 8857 of the Education Code, relating to educational television.

Referred to Committee on Education.

Senate Bill No. 794: By Senators Farr, Grunsky, Rodda, Stiern, and Cameron (Coauthor: Assemblyman Quimby) (Pursuant to the recommendations of the Senate Fact Finding Committee on Education)—An act to repeal Section 2 of Chapter 2065 of the Statutes of 1961, relating to educational television.

Referred to Committee on Education.

Senate Bill No. 795: By Senator Begovich—An act to amend Sections 58034, 58091 and 58856 of the Government Code, relating to districts.

Referred to Committee on Local Government.

Senate Bill No. 796: By Senator Teale—An act to add Article 1.8 (commencing with Section 2598) to Chapter 7 of Division 5, to add Article 2.1 (commencing with Section 2530) to Chapter 6 of Division 5, and to add Article 4.5 (commencing with Section 25456) to Chapter 2 of Division 18.5, of the Education Code, relating to junior college districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 797: By Senator Teale—An act to repeal Sections 19051, 19055, and 19060.5 of the Business and Professions Code, relating to furniture and bedding licenses.

Referred to Committee on Business and Professions.

Senate Bill No. 798: By Senator Holmdahl—An act to amend Section 2191.4 of the Revenue and Taxation Code, relating to liens for delinquent taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 799: By Senator Holmdahl—An act to amend Section 4986 of the Revenue and Taxation Code, relating to property taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 800: By Senator Holmdahl—An act to amend Section 2922 of the Revenue and Taxation Code, relating to unsecured property taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 801: By Senator Burns (Coauthor: Assemblyman Zenovich)—An act to add Article 3.5 (commencing with Section 12071) to Chapter 5 of Division 9 of the Education Code, relating to protection of pupils.

Referred to Committee on Local Government.

Senate Bill No. 802: By Senator Lagomarsino—An act to amend Section 17 of the Penal Code, relating to classification of public offenses.

Referred to Committee on Judiciary.

Senate Bill No. 803: By Senator Lagomarsino—An act to amend Section 1205 of the Penal Code, relating to fines for public offenses.

Referred to Committee on Judiciary.

Senate Bill No. 804: By Senators Dolwig, Murdy, McAteer, Rees, Weingand, Sturgeon, and McCarthy—An act to amend Section 650 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 805: By Senators Dolwig, McAteer, Murdy, Way, and Rees—An act to add Article 9 (commencing with Section 18149) to Chapter 13, Part 10 of Division 2 of the Revenue and Taxation Code, relating to taxation on the basis of income from corporate stock distributions, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 806: By Senator Bradley—An act to amend Section 54309 of the Government Code, relating to the definition of "enterprise."

Referred to Committee on Governmental Efficiency.

Senate Bill No. 807: By Senator Short—An act to amend Section 103 of the Business and Professions Code, relating to payments to members of licensing boards, commissions, or committees.

Referred to Committee on Business and Professions.

Senate Concurrent Resolution No. 32: By Senators Sturgeon, Cobey, McCarthy, Nisbet, Miller, Collier, McAteer, Teale, Christensen, Lagomarsino, Cameron, Gibson, Dolwig, Williams, Holmdahl, Quick, Begovich, Donnelly, Sedgwick, Stiern, Symons, O'Sullivan, Arnold, and Farr—Relative to small craft harbors.

Referred to Committee on Natural Resources.

ADJOURNMENT

At 4.10 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, February 28, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-SECOND LEGISLATIVE DAY

THIRTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, February 28, 1963

The Senate met at 3 p.m.

Hon. John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

We ask nothing of Thee this day, O Lord, but to be content with what we already have. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Arnold, on motion of Senator Rattigan, on legislative business.

Senator O'Sullivan, on motion of Senator Rattigan, on legislative business.

Senator Miller, on motion of Senator Rattigan, on legislative business.

Senator Teale, on motion of Senator Rattigan, on legislative business.

Senator Short, on motion of Senator Petersen, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Hart Ransom Union Elementary School of Modesto: George Bullion, district superintendent; Neal Aronson, eighth grade teacher; and Joyce Braswell, eighth grade teacher. *Students*—John Ashby, Richard Bauman, Charles Bowman, Karen Catlin, Max Chapman, Melissa Cox, Chuck Dobbins, Richard Ellis, Pedro Hernandez, Cynthia Higgins, Duane House, Sharon Kizer, Cheryl Magers, Karen Matherly, Shirley Merenda, Lydia Olague, Kathy Palsgrove, Jessie Passalacqua, Beth Paugh, Dallas Quaresma, Kathy Ramont, Jill Tomlinson, Clyde Wheeler, Elaine Rocha, Bill Anderson, Lynn Blakely, Robert Braden, Jimmy Casteel, John Cearley, Linda Coats, Shirley Denney, Robert Driver, Manuel Faria, Christopher Jones, Diane Leandro, Debra Martin, Pam Mendonza, Ronald Meyer, James Nelson, Deborah Posthumus, Joyce Quaresma, Steve Reynolds, Bob Swanson, Marilyn Vermeulen, and David Wolf.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Rio Tierra Junior High School of Sacramento: *Adults*—R. S. Bradford, James Davis, and James Williams. *Students*—Robert Amaro, Kristin Anderson, Linda Arnold, Dennis Barnes, Mary Barrows, Donna Borders, Dale Borges, Gloria Caldwell, Nancy Canelison, Connie Chapman, Linda Cole, Charlene Davis, Michelle Dennis, Nelson Dong, Patricia Eagerton, Gary Gassaway, George Gong, Rebecca Gutierrez, Allen Hammonds, Paulina Headley, Perri Heinz, Greg Hoffman, Randy Imai, Doyle Jones, Nancy Jones, Caroline Kawamura, Diane Landreth, Kristine Lee, Raymond Lee, Darlene Levesque, Bill Maciag, John Malle, Calvin Martin, Albert Martinez, Barbara Mashburn, Brenda May, Irma Meza, Craig Moody, John Montanez, Juanita Natividad, Rosemary Natividad, Marcus Nieto, Mike Nuttall, Debbie Olinger, Colleen Owens, Margarita Pacheco, Charles Payne, Bob Peek, Maleta Peters, Ray Rush, Linda Secco, Kathy Slipen, Mike Snider, Nancy Stanfield, Judy Steenburgen, Dixie Stephens, Jacqueline Stephens, Gloria Talamonte, Ted Thompson, Judy Vasquez, Pauline Viduya, Jim Villapudua, John Weaver, Mirtie Weaver, Chrisell Westwood, Roy Whaley, Don Willock, John Wilson, and Ann Wisham.

On request of Senators Rodda and Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Rhoda Roelling, Grand President, Native Daughters of the Golden West, Antioch; Mrs. Estelle Evans, Past Grand President, Native Daughters of the Golden West, Antioch; Mrs. Lillian Simpson, State Chairman on Legislative Matters, Native Daughters of the Golden West, Sacramento; Mrs. J. F. Didion, State Chairman, Americanism and Civic Participation, Native Daughters of the Golden West, Sacramento.

On request of Senator Peterson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harry Mortensen of Middletown.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles

Leach, County Counsel of Kings County, from Hanford, and Donald Drew, County Assessor of Kings County, Hanford.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Taylor, Manager of Pacific Beach Telephone Company, of San Diego.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to R. C. Board, Manager of Pacific Telephone Company, of Porterville.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Clement Nuss of Newbury Park, and Mr. Don Sheets of Newbury Park.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Captain Stan Kasper of TransWorld Airlines.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Norman Foley, Member of the Board of Supervisors of Fresno.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Tally Mastrangelo of Sausalito.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Burlingame Intermediate School: *Adults*—Mrs. R. Lassetter, Mr. A. Middleton, and Mr. H. McCrea. *Students*—Frances Aigner, Kristine Amstrip, Richard Athey, Stephanie Berner, Bob Bogan, Terry Brown, Charles Catania, Larry Clements, James Emery, Cherie Gaston, Marguerite Georgetti, Mary Goins, Dwyane Harrold, Gary Heckenkemper, Homer Hollenbeak, Mary Lawley, Kathleen McKellar, Janet Mattson, Sue Meltzer, Maureen Millett, Linda Moore, Vicki Newkom, David Oberhofer, Marilyn O'Rourke, Allen Pero, Michael Reynolds, Daniel Roux, Robert Sexton, Paul Stuppi, Cynthia Thomas, Beverly Tiddy, Nick Wilson, Gary Wolfe, Ann Baumann, Rino Betti, Nancy Bishop, Judith Bither, Mary Bogomolov, Cheri Combs, Violet Croop, Linda DeTomas, Christina Elwell, James Fiske, Christine Foote, John Garbuio, Carol Gray, Joseph Harper, Elizabeth Heard, James Hudspeth, Christine Jackson, Richard Johnston, Larry Lorenzi, Jane Macauley, Doris Meister, Douglas Murphy, Ivanna Pausmann, Lucy Radchenko, Larry Salomon, Richard Schwerin, Steven Smith, Bruce Stuppi, George Torres, Harry Tschaplizki, Paul Wilson, and Hugh Woods.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Sherman, district superintendent and principal; Mr. William Des Combes, vice principal; and the following students of Brittan School of Sutter: Diane Accito, Jeanne Allen, Angela Allen, Jackie Archer, Danella Arthur, Sharon Blaine, Rickey Boggess, Collette Castro, Linda DeWitt, Clark Dobson, David Essary, Doyan Gray, Coleen Hendforth, David Haynes, Donald Hislop, Patricia Holt, Dan Holt, Ronnie Kelley, Janette McCracken, Jerry McCracken, Bob McCurry, Leman Meyer, Larry Mosley, Jimmy Murphy, Steven Murphy, Melvin Murray, Gayle Munger, Michael Nason, Diane Newman, James Palmer, Stephen Probst, Gardi

Rainbow, Joan Roberson, Arlen Rodda, Robert Schroder, Charles Snyder, Barbara Thompson, Diane Thomasen, Sandra Ward, Rex Whitmer, Floyd Winslow, Gary Wolfe, Charles Young, and Christine Ziegemeyer.

On request of Senator McAtter, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard Peralta of San Francisco; Mr. Fred Foz of San Francisco; Mr. and Mrs. Joseph Dunne of Daly City; and Mr. Anthony Santa Elena of Daly City.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harvey Champlin of Oakland, Mr. Bob Sogge of Gardena, and Dr. March K. Fong of Hayward.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Cub Scout Pack No. 275 of St. Mary's Church; and their adult sponsors: Danny Lambertson, Andrew Schoellkopf, Tim Sapunor, Mike McAuliffe, Pat McAuliffe, Mike Corcoran, Rod Sanden, Mathew Biafora, Glenn Coppe, Mike Hamburg, Dennis Doty, Ed Redmond, Bill Lockwood, David Gilson, Mike Cortopassi, Peter Hill, Terry Davis, Ron O'Connor, Mike O'Connor, Mike Ruggiero, and Mike Hambuchen. *Sponsors*—Mrs. Thomas Sapunor, Mrs. Robert Coppe, Mrs. Edward Redmond, Mrs. Carl Gilson, Mrs. Fred Lockwood, James McLean, and Deborah Lockwood.

RECESS

At 3.27 p.m., on motion of Senator Rodda, the Senate recessed to introduce a distinguished guest.

Committee of Escort

The President appointed Senator Rodda to escort Mrs. Rhoda Roelling to the rostrum.

Senator Rodda escorted Mrs. Rhoda Roelling, Grand President, Native Daughters of the Golden West, to the rostrum, and introduced her.

Mrs. Roelling addressed the Senate, stating that the Native Daughters of the Golden West is predominantly a patriotic organization, being the first patriotic women's organization in the State. Their ceremonies express their loyalty and reverence for the Flag. The organization was instituted in Jackson 76 years ago. Their members have always been alert to the needs of California. One of their basic principles is love of home. In this respect, they have many subordinate projects, but the main one is their Children's Foundation, which is a philanthropic project, with a budget of \$25,000 to \$30,000 yearly, for the welfare of children through 16 years of age. The Native Daughters of the Golden West also maintains a home in San Francisco which is available to all members of the organization for a period of visitation or permanent residence.

One of their present goals is the establishment of a statue of Junipero Serra in the State Capitol of California, the State where his accomplishments were so outstanding.

Mrs. Roelling expressed her gratitude for the honor of addressing the Senate.

REASSEMBLED

At 3.31 p.m., the Senate reconvened.

Hon. John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Secretary J. A. Beek at the desk.

ANNOUNCEMENT BY SENATOR SEDGWICK RE SENATOR McATEER

Senator Sedgwick announced that today is the birthday of his distinguished seatmate, Senator McAteer. Senator Sedgwick noted he had been fearful that the Senate would lose Senator McAteer to become Mayor of San Francisco, and expressed his own pleasure that this had not occurred. He extended felicitations to Senator McAteer on his birthday, and was joined by the Senate in expressing best wishes.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, PRINTING DIVISION
SACRAMENTO 14, February 20, 1963

The Honorable Joseph A. Beek
Secretary of the State Senate
State Capitol, Sacramento 14

DEAR MR. BEEK: This will advise that today we deposited \$2,296.15 to the credit of the Legislative Appropriation for 1962-63, covering receipts from sales of legislative publications by the Legislative Bill Room from July 1, 1962 through December 31, 1962.

Yours very truly,

VINCENT J. TOOLAN

UNITED STATES SENATE
COMMITTEE ON APPROPRIATIONS
February 7, 1963

The Honorable Glenn Anderson
President of the Senate
California State Senate
The Capitol, Sacramento, California

DEAR MR. PRESIDENT: I am writing to you with reference to the nationwide review, requested by the Appropriations Committee of the United States Senate, on eligibility under the program of Aid to Dependent Children. The review was prompted by the results of a special investigation of the Aid to Dependent Children Program in the District of Columbia and the General Public Assistance Program in the District of Columbia, such special investigation having been ordered by the Appropriations Committees of the Congress and having been conducted by District of Columbia Department of Welfare investigators and General Accounting Office personnel.

It occurs to me that the investigative findings in the District of Columbia may be informative and useful to the various states throughout the country, and it is for this reason that I am taking the liberty to enclose copies of three separate reports on the subject, issued by the Comptroller General of the United States. A copy of Volume 2 of the 1962 Senate hearings on the District of Columbia budget requests is being sent to you under separate cover.

With kind wishes.

Sincerely yours,

ROBERT C. BYRD, U.S.S

Enc.

Letter of transmittal ordered printed in the Journal, and the reports filed with the Secretary of the Senate.

GOLDEN GATE DISTRICT
CALIFORNIA FEDERATION OF WOMEN'S CLUBS
344 TENNESSEE LANE, PALO ALTO

Lieutenant Governor Glenn Anderson
Speaker of the Senate
California State Capitol
Sacramento, California

DEAR SIR:

Resolution Re: Withholding Tax Law

WHEREAS, The Withholding Tax Law is a plan whereby employers and their employees would pay their state income taxes monthly with the employer required to withhold the tax of each employee and remit it monthly to the California State Revenue Office; and

WHEREAS, This law would enable the State to collect two years' tax next year, an estimated 94 million dollars, which would be, in effect, borrowing against the following year's budget which would then face a deficit; therefore be it

Resolved, That, in order to promote a sound fiscal policy and responsibility in government, the Golden Gate District, in regular meeting in San Carlos, February 11, 1963, opposed a Withholding Tax Law and urges defeat; and, further, be it

Resolved, That copies of this resolution be sent to Governor Edmund G. Brown, to Lieutenant Governor Glenn Anderson, Speaker Pro Tem of the Senate, Jesse M. Unruh, Speaker of the House, and to Dr. Mabel E. Kinney, State Legislative Chairman, and Mrs. Alan W. Young, Resolutions Chairman of CFWC.

Respectfully submitted,

ELENA OBNINSKY, Corresponding Secretary
Golden Gate District

CALIFORNIA FEDERATION OF WOMEN'S CLUBS
February 16, 1963

Lieutenant Governor Glenn M. Anderson
President of the Senate
State Senate, Sacramento

DEAR SIR: Enclosed you will find a resolution passed at the February 14 meeting of the Mount Diablo District Federation of Women's Clubs.

We will appreciate your giving this resolution your attention.

Sincerely,

MRS. JOHN O. DOLPH, Corresponding Secretary
Federation of Women's Clubs
Mount Diablo District
2120 N. San Jose Street
Stockton, California

California Federation of Women's Clubs

I move that the Executive Board of Mt. Diablo District, California Federation of Women's Clubs, assembled February 14, 1963, support the recommendation of the State Highway Commission pertaining especially to Scenic Highways but that we urge more stringent laws for signs and billboards on access or frontage roads. Further, that legislation be enacted making it mandatory to landscape said access and frontage so that unsightly blighted areas, as junkyards, unsightly buildings be hidden from view of all who travel our Scenic Highways; and that copies of this action be sent to Governor Brown, the State Highway Commission, the Speaker of the Senate and to the Speaker of the Assembly.

Respectfully submitted,

MRS. FRED SAMM, Chairman
Conservation, Mt. Diablo District

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 28, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 2

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, February 28, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 14

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Joint Resolution No. 14—Relating to Red Bluff Diversion Dam boat bypass.

Referred to Committee on Natural Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 28, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 80

Assembly Bill No. 108

Assembly Bill No. 116

Assembly Bill No. 120

Assembly Bill No. 489

Assembly Bill No. 490

Assembly Bill No. 1198

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 80—An act to amend Section 18657 of the Education Code, relating to funds for education.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 108—An act to amend Sections 564 and 565 of the Welfare and Institutions Code and Sections 13355, 13356, and 13358 of the Vehicle Code, relating to traffic offenses of minors.

Referred to Committee on Transportation.

Assembly Bill No. 116—An act to add Sections 2020.001 and 3084.05 to the Welfare and Institutions Code, relating to attendant and other special services for recipients of public assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Social Welfare.

Assembly Bill No. 120—An act to amend Sections 16626 and 16645.19 of the Education Code, relating to child care centers.

Referred to Committee on Local Government.

Assembly Bill No. 489—An act to amend Section 65434 of the Government Code, relating to compensation and expenses of members of a board of zoning adjustment.

Referred to Committee on Local Government.

Assembly Bill No. 490—An act to add Section 27200.1 to the Elections Code, relating to recall of special district officers.

Referred to Committee on Local Government.

Assembly Bill No. 1198—An act to validate certain contracts entered into by school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 96—An act to amend Section 26310 of the Vehicle Code, relating to compressed airbrake safety devices, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the 27th day of February, 1963, at 4.30 p.m.

BURNS, Chairman

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 70

Senate Bill No. 151

Senate Bill No. 164

Senate Bill No. 262

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 3

Senate Concurrent Resolution No. 5

Senate Concurrent Resolution No. 7

Senate Concurrent Resolution No. 12

Senate Concurrent Resolution No. 13

Senate Concurrent Resolution No. 20

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 28

Senate Bill No. 187

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 53

Senate Bill No. 236

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 17

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 24

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 6

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Local Government

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Senate Bill No. 4

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, February 28, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:
Senate Bill No. 50
Senate Bill No. 173

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MILLER, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, February 27, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 85

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 85

Senator Gibson moved that Senate Bill No. 85 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 85—An act to amend Section 5081 of, and to add Sections 5081.1, 5081.2 and 5081.3 to, the Business and Professions Code, relating to the practice of accountancy.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 5081", and insert "Sections 5081 and 5083".

Amendment No. 2

On page 2, line 42, strike out "that"; strike out lines 43 and 44; and in line 45, strike out "four years,".

Amendment No. 3

On page 2, strike out lines 48 to 50, inclusive.

Amendment No. 4

On page 2, line 52, strike out "and experience".

Amendment No. 5

On page 3, line 2, strike out "given by the board"; and strike out lines 3 to 6, inclusive, and insert "approved by, and administered by an agency approved by, the California State Department of Education to determine that he has the equivalent of the educational qualifications required by subdivisions (a) or (b)."

Amendment No. 6

On page 3, between lines 21 and 22, insert

"Sec. 5. Section 5083 of said code is amended to read:

5083. *Except as otherwise provided in this section*, an applicant who successfully passes the examination shall receive a certificate as a certified public accountant if he has completed, or upon his completion of, any one of the following requirements:

(a) Three years of public accounting experience, two years of which have been in the employ of a public accountant registered under this chapter or a certified public accountant or a partnership of which a majority of the partners are public accountants registered under this chapter or certified public accountants.

(b) Three and one-half years of public accounting experience, one year of which has been in the employ of a public accountant registered under this chapter or a certified public accountant or a partnership of which a majority of the partners are public accountants registered under this chapter or certified public accountants.

(c) Four years of public accounting experience in cases in which none was acquired in the employ of a public accountant registered under this chapter or partnership of public accountants registered under this chapter or a certified public accountant or partnership of certified public accountants.

(d) Experience in private or governmental accounting or auditing work of a character and for a length of time sufficient in the opinion of the board to be substantially equivalent to the requirements of subdivisions (a), (b) or (c) hereof; provided, that the length of time that may be determined by the board shall not exceed four years.

The board shall prescribe rules establishing the character and variety of experience necessary to fulfill the experience requirements set forth in this section.

An applicant who qualified for the examination pursuant to subdivisions (b) or (c) of Section 5081.1 shall have at least four years of experience of a type described in this section."

Amendment No. 7

On page 3, line 22, strike out "SEC. 5", and insert "SEC. 6".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, February 28, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 279

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 279

Senator Collier moved that Senate Bill No. 27 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 279—An act to amend Sections 2251, 8153, 8163, 9261, 12505, 16376, 21359, 22359, 22361, 34011, 35104, 35411, and 35415 of the Vehicle Code, and to amend Section 12155 of the Insurance Code, and to repeal Section 1696.3 of the Labor Code, relating to vehicles, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, strike out "repeal", and insert "amend".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 4, strike out lines 10 through 15, inclusive, and insert

"Sec. 15. Section 1696.3 of the Labor Code is amended to read:

1696.3. Any farm labor contractor or person employed by a farm labor contractor who operates a bus or truck in the transportation of individuals in connection with the business, activities, or operations of a farm labor contractor shall be licensed as [a chauffeur by the Department of Motor Vehicles] *required by Section 12519 of the Vehicle Code.*"

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, February 28, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 79

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 79

Senator Stiern moved that Senate Bill No. 79 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 79—An act to add Sections 13101.1, 13101.2, 13101.3, and 13101.4 to, and amend Sections 13102, 13103, 13108, and 13173 of, the Education Code, relating to the licensing of school personnel.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 and 8, and insert "Instruction, who shall be chairman of the commission."

Amendment No. 2

On page 1, between lines 17 and 18, insert

"Any person appointed to the commission by the State Board of Education may be a person who has retired from a position from which appointments may be made, as designated in the preceding paragraphs."

Amendment No. 3

On page 2, line 1, after "own", insert "vice".

Amendment No. 4

On page 2, line 5, after "manner", insert "and to the extent".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 55

Senator Cobey moved that Senate Bill No. 55 be withdrawn from Committee on Water Resources for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 55—An act to authorize a loan under the Davis-Grunsky Act to the Merced Irrigation District in connection with the Bagley, Exchequer, and Snelling Dams and Reservoirs on the Merced River.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In the heading of the printed bill, after "Cobey", insert "(Coauthor: Assemblyman Winton)".

Amendment No. 2

In line 2 of the title, strike out "Bagley,"; and strike out lines 3 and 4 of the title, and insert "Merced River Development, and prescribing the terms and conditions upon which such loan shall be made."

Amendment No. 3

On page 1, strike out line 1, and insert:

"SECTION 1. The Legislature of the State of California finds that

(a) The Board of Directors of Merced Irrigation District has over a period of years studied and investigated the feasibility of a proposed multipurpose project, including the proposed Bagley, New Exchequer and Snelling Dams and Reservoirs, for the further development, control and conservation of the water supply of the Merced River primarily for agricultural, flood control and power production purposes. Said project is designated by the district as the Merced River Development. This project involves the development of new basic water supplies which are a necessary and integral part of an overall water development without which the public health, safety and welfare may be jeopardized, both within the district and in adjoining areas subject to flooding by the Merced River.

(b) The State Water Rights Board of the State of California has duly authorized the issuance of permits to the district to appropriate and store water for the Merced River Development, and the district has applied to the Federal Power Commission for a permit to develop power from such water to assist in the payment of the cost of the Merced River Development.

(c) Full and adequate engineering reports, surveys, examinations and drawings have been prepared by Tudor Engineering Company, the Department of Water Resources of the State of California and the staff of the California Districts Securities Commission, from all of which full and adequate information has been obtained which is now available to or on file with the Department of Water Resources of the State of California covering all phases of the feasibility of the Merced River Development.

(d) The government of the United States has duly investigated the feasibility of the Merced River Development through the report of the Corps of Engineers and the Committee on Public Works of the Senate of the United States; and by Section 204 of the Flood Control Act of 1960 (Public Law 86-645) has authorized an appropriation of a currently estimated twelve million four hundred twenty thousand dollars (\$12,420,000), and not exceeding nineteen million nine hundred thousand dollars (\$19,900,000), to the Merced Irrigation District for the flood control benefits of said project.

(e) Merced Irrigation District duly called and held on June 20, 1961, an election for the issuance of revenue bonds in the principal amount of one hundred thirty million dollars (\$130,000,000) for the purpose of financing the Merced River Development. Much more than a majority of the qualified electors of the Merced Irrigation District voting at said election voted in favor of the issuance of said revenue bonds. Said vote was 4,658 yes and 380 no. Said bonds were and now are duly authorized to be issued and sold in whole or in part for the purpose of financing the Merced River Development.

(f) The Legislature, being duly advised of the foregoing reports and investigations which have been made of the Merced River Development hereby finds and determines that: (1) it is in the best interest of the State to provide financial assistance to the Merced Irrigation District for the construction of the Merced River Development; (2) there is a statewide interest in said project; (3) such construction is to the interest of the State of California in carrying out the California Water Plan of which the Merced River Development is a part and to which said project conforms; (4) the Merced River Development is engineeringly feasible and economically justified; and (5) there is reasonable assurance, commensurate with the need for said project, that the loan herein provided for can be repaid in full by the Merced Irrigation District from moneys authorized under said Public Law 86-645.

SEC. 2. The Department of Water Resources is hereby".

Amendment No. 4

On page 1, line 7, strike out "fifteen million dollars (\$15,000,000)", and insert "nineteen million nine hundred thousand dollars (\$19,900,000)".

Amendment No. 5

On page 1, line 8, strike out "construction of the", and strike out lines 9 and 10, and insert "Merced River Development, which loan shall be not expended by Merced Irrigation District except upon expenditure orders made by the California Districts Securities Commission. Said loan may be made to the district in one installment and such amount shall be advanced to the district at the date upon which the district shall deliver its first series of revenue bonds as may be required, together with the proceeds of said bonds, to assure payment of all project costs then approved by the California Districts Securities Commission. Nothing herein contained shall prevent the supplementation of said loan by further advances within the limit of the maximum herein authorized, if required to meet additional project costs approved by the California Districts Securities Commission."

SEC. 3. The terms and conditions upon which said loan shall be made to Merced Irrigation District are hereby prescribed by the Legislature as follows:

(a) The reports herein referred to shall be deemed to satisfy the requirements of Section 12880 of the Water Code and no additional feasibility report or other reports shall be required as a condition to the making of such loan.

(b) The election heretofore held in Merced Irrigation District shall be deemed to satisfy the requirements of Section 12880 of the Water Code and no additional election shall be required to be held in the Merced Irrigation District to authorize the execution of the contract for the loan hereby authorized.

(c) Merced Irrigation District need not take any action nor do anything to qualify for the loan herein authorized other than to file an application with the Department of Water Resources for the determination of the amount of the loan, which application shall refer to this act in lieu of all other requirements for applications under the Davis-Grunsky Act.

(d) Said loan to the Merced Irrigation District shall be secured, as to both principal and interest, by the moneys received by the Merced Irrigation District under flood control appropriations made pursuant to Public Law 86 645 and the Merced Irrigation District shall apply such receipts exclusively to the repayment of the loan herein authorized. After full payment of the loan herein authorized has been made the Merced Irrigation District may keep and retain any additional flood control appropriations for its own uses and purposes."

Amendment No. 6

On page 1, line 11, strike out "SEC. 2", and insert "SEC. 4".

Amendment No. 7

On page 1, line 14, strike out "Bagley, Exchequer, and Snelling Dams"; strike out lines 15 and 16; and in line 17, strike out "development", and insert "Merced River Development".

Amendment No. 8

On page 1, lines 20 and 21, strike out "the amount of approximately fifteen million dollars (\$15,000,000)", and insert "an amount currently estimated as twelve million four hundred twenty thousand dollars (\$12,420,000), and not exceeding nineteen million nine hundred thousand dollars (\$19,900,000)".

Amendment No. 9

On page 1, line 23, strike out "the", and insert "this".

Amendment No. 10

On page 2, lines 3 and 4, strike out "satisfactorily market", and insert "market satisfactorily".

Amendment No. 11

On page 2, line 7, after "the", insert "anticipated and already authorized".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 344

Senator Collier moved that Senate Bill No. 344 be withdrawn from Committee on Transportation for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 344—An act to amend Sections 7351, 7653, 7654, and 8651 of, and to add Section 7351.5 to, the Revenue and Taxation Code, to amend Sections 9250, 9253, and 9400 of, and to add Section 9401 to, the Vehicle Code, and to amend the heading of Chapter 1 (commencing with Section 2000) of Division 3, and Sections 195, 2004.5, 2104, 2107.5, 2110, 2117.5, and 2152 of, to add Sections 186.1, 186.2, 186.3, 186.4, 186.5, 186.6, 186.7, 186.8, and 2105 to, and to repeal Chapter 2 (commencing with Section 2050) of Division 3, and Sections 2050, 2001, 2002, 2003, 2004, 2005, 2105, 2106, 2110.5, 2111, 2113, 2114, 2115, 2116, and 2117 of, the Streets and Highways Code, to provide a system of county and city streets, roads, and highways and for the financial support thereof, including the levying of taxes and fees therefor.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 2, lines 32 and 33, of the printed bill, as amended in Senate February 18, 1963, strike out "until October 1, 1963".

Amendment No. 2

On page 2, strike out line 36; and in line 37, strike out "gallon of fuel used, except that".

Amendment No. 3

On page 4, strike out lines 44 to 49, inclusive; and on page 5, strike out lines 1 to 8, inclusive, and insert

"Unladen weight		Fee
3,000 lbs. to and including 4,000 lbs.	-----	\$17
4,001 lbs. to and including 5,000 lbs.	-----	32
5,001 lbs. to and including 6,000 lbs.	-----	48
6,001 lbs. to and including 7,000 lbs.	-----	64
7,001 lbs. to and including 8,000 lbs.	-----	80
8,001 lbs. to and including 9,000 lbs.	-----	95
9,001 lbs. to and including 10,000 lbs.	-----	112
10,001 lbs. to and including 11,000 lbs.	-----	127
11,001 lbs. to and including 12,000 lbs.	-----	143
12,001 lbs. to and including 13,000 lbs.	-----	159
13,001 lbs. to and including 14,000 lbs.	-----	175
14,001 lbs. and over	-----	190".

Amendment No. 4

On page 5, strike out lines 16 to 30, inclusive, and insert

"Unladen weight		Fee
2,000 lbs. to and including 3,000 lbs.	-----	\$13
3,001 lbs. to and including 4,000 lbs.	-----	24
4,001 lbs. to and including 5,000 lbs.	-----	48
5,001 lbs. to and including 6,000 lbs.	-----	71
6,001 lbs. to and including 7,000 lbs.	-----	95
7,001 lbs. to and including 8,000 lbs.	-----	119
8,001 lbs. to and including 9,000 lbs.	-----	143
9,001 lbs. to and including 10,000 lbs.	-----	167
10,001 lbs. to and including 11,000 lbs.	-----	190
11,001 lbs. to and including 12,000 lbs.	-----	214
12,001 lbs. to and including 13,000 lbs.	-----	238
13,001 lbs. to and including 14,000 lbs.	-----	262
14,001 lbs. to and including 15,000 lbs.	-----	286
15,001 lbs. and over	-----	318".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 344

Amendment No. 1

On page 2, line 7, of the printed bill, as amended in Senate February 18, 1963, strike out "five hundred (500)", and insert "one thousand (1,000)".

Amendment No. 2

On page 2, line 12, strike out "October", and insert "November".

Amendment No. 3

On page 5, line 39, strike out "November, 1963", and insert "February, 1964".

Amendment No. 4

On page 5, line 43, strike out "November 1, 1963", and insert "February 1, 1964".

Amendment No. 5

On page 6, lines 20 and 21, strike out "expended within", and insert "allocated to".

Amendment No. 6

On page 9, line 22, strike out "a day labor project", and insert "day labor work".

Amendment No. 7

On page 9, line 23, strike out "commenced", and insert "performed".

Amendment No. 8

On page 9, line 50, strike out the comma; and strike out line 51, and insert "and all other funds".

Amendment No. 9

On page 11, lines 21 and 22, strike out "county maintained".

Amendment No. 10

On page 12, strike out lines 49 to 52, inclusive, and insert

"(i) For each city with a population of less than 5,000 inhabitants 1,000".

Amendment No. 11

On page 13, line 27, strike out "system of major", and insert "select system of".

Amendment No. 12

On page 13, line 28, strike out "Section 2050 to 2054, inclusive", and insert "Sections 186.3 and 186.4".

Amendments read, and adopted.

Bill ordered printed and re-referred to Committee on Transportation.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 688

Senator Farr moved that Senate Bill No. 688 be withdrawn from Committee on Judiciary and re-referred to Committee on Education.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senators McCarthy, Burns, Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams.

Senate Resolution No. 72

Relative to congratulating Tim McAteer

WHEREAS, Tim McAteer, the son of State Senator "J" Eugene McAteer, is an outstanding young man who has excelled on the sports field, in the classroom, and in campus activities; and

WHEREAS, Tim McAteer has, during his years at Lowell High School in San Francisco, earned all-city honors in football, basketball, and baseball; captained and led the school's football team to a second place finish in San Francisco's high school football league in 1962; and been chosen for various awards and all-star teams; and

WHEREAS, He has also maintained a B-plus average in his studies and served as student body treasurer; and

WHEREAS, Tim McAteer was recently further honored as a 1962 Selectee for the National Football Hall of Fame; the "Back of the Year" by the San Francisco Touchdown Club; as a member of the North team for the annual Shrine North-South Prep Football Game to be played on August 1, 1963, in the Los Angeles Coliseum; and as the winner of the Chronicle-Thom McAn Trophy, which is awarded each year to a high school football player in San Francisco who demonstrates outstanding athletic, academic, and leadership abilities; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate do hereby congratulate and commend Tim McAteer on his many fine accomplishments, and especially on his being awarded the Chronicle Thom McAn Trophy, and do extend their best wishes to him for an equally successful and rewarding future; and be it further

Resolved, That the Secretary of the Senate is hereby directed to send suitably prepared copies of this resolution to Tim McAteer.

Resolution read, and unanimously adopted on motion of Senator Burns.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill No. 107—An act to amend Section 13521 of, and to add Section 13521.1 to, the Education Code, relating to school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "an", and insert "a day or".

Amendment No. 2

On page 1, strike out line 7, and insert "in a day or evening junior college, or in a special day or evening class maintained".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 29—An act to amend Section 5715.1 of the Education Code, relating to junior colleges, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 29

Senator McAteer moved that Senate Bill No. 29 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 109—An act to amend Section 14376 of the Education Code, relating to allowable annual earnings of substitute teachers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 239—An act to amend Sections 6951 and 6952 of the Education Code, relating to reimbursement for educating minors living in licensed children's institutions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 36—An act to amend Section 1170 of the Harbors and Navigation Code, relating to bar pilotage rates for Bays of San Francisco, San Pablo, and Suisun.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out line 7, and insert "Six dollars and fifty cents (\$6.50)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Senate Joint Resolution No. 8—Relative to the economic development of California tide and submerged lands.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 9, of the printed measure, strike out "exploitation", and insert "exploration".

Amendment No. 2

On page 1, line 13, strike out "exploitation", and insert "exploration".

Amendment No. 3

On page 1, line 20, strike out "exploitation", and insert "exploration".

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 68—An act to amend Sections 6812 and 6816 of, and to add Section 6822 to the Education Code, relating to children with defective hearing.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Senate February 14, 1963, strike out "defined", and insert "determined".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 253—An act to amend Section 12880 of the Water Code, relating to state financial assistance for local water projects, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 77—An act to amend Sections 2898 and 2901.5 of, and to add Section 10815 to, the Education Code, relating to attendance of public school pupils.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 187—An act to amend Section 2418 of the Vehicle Code, relating to operation and equipment of ambulances.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 28—An act to repeal Section 26310 of, and to add Section 26508 to, the Vehicle Code, relating to air brake safety devices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 53—An act to amend Section 5201 of the Vehicle Code, relating to license plates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 236—An act to amend Sections 24003, 24405, 24407, 24409, and 25400 of the Vehicle Code, relating to lamps on vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 70—An act to amend Section 15802 of the Education Code, relating to school district property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 164—An act to add Sections 15654 and 16069 to the Education Code, relating to auxiliary facilities of school districts maintaining junior colleges, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 30—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Rattigan.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 181—An act to amend Section 268 of the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cobey, Dolwig, Donnelly, Farr, Gaddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Symons, Way, Weingand, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cobey, Dolwig, Donnelly, Farr, Gaddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Symons, Way, Weingand, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 121—An act to amend Section 326 of the Probate Code, relating to probate of wills.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cobey, Dolwig, Donnelly, Farr, Gaddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Symons, Way, Weingand, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 154—An act to amend Section 1253 of the Code of Civil Procedure, relating to recordation of orders of condemnation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cobey, Dolwig, Donnelly, Farr, Gaddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Symons, Way, Weingand, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 155—An act to amend Section 782 of the Probate Code, relating to publication of notice in private sales of real property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cobey, Dolwig, Donnelly, Farr, Gaddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Symons, Way, Weingand, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 151—An act to repeal Chapter 1413 of the Statutes of 1957, relating to Mono County Public Utility District.

Objection Raised

Senator Regan objected to Senate Bill No. 151 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule No. 22.2, ordered Senate Bill No. 151 to the second reading file.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 808: By Senator Grunsky—An act to add Sections 74692 and 74693 to, and to repeal Sections 74692 and 74693 of, the Government Code, relating to salaries of municipal court clerks.

Referred to Committee on Local Government.

Senate Bill No. 809: By Senator Grunsky—An act to amend Section 3601 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 810: By Senator Grunsky—An act to add Section 3208.5 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 811: By Senator Holmdahl—An act to add Chapter 8.5 (commencing with Section 1137) to Part 3 of Division 2 of the Labor Code, relating to labor organization representation.

Referred to Committee on Labor.

Senate Bill No. 812: By Senator Holmdahl—An act to add Chapter 9 (commencing with Section 1160) to Part 3 of Division 2 of the Labor Code, relating to labor disputes.

Referred to Committee on Judiciary.

Senate Bill No. 813: By Senator Gibson—An act to add Sections 2504.1, 2584.1, and 25458.6, to the Education Code, relating to junior college district organization.

Referred to Committee on Education.

Senate Bill No. 814: By Senators McAteer, Gibson, Rattigan, Weingand, and Backstrand—An act to add Chapter 4.5 (commencing with Section 1800) to Division 2 of the Business and Professions Code, relating to the regulation of persons practicing hypnosis.

Referred to Committee on Business and Professions.

Senate Bill No. 815: By Senator McAteer—An act to amend Section 1175 of the Harbors and Navigation Code, relating to pilots in San Francisco, San Pablo, and Suisun Bays.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 816: By Senator McAteer (Coauthors: Assemblymen Foran, Marks, Meyers, and Gaffney)—An act to amend Sections 33003 and 33004 of, and to repeal Section 33011 of the Health and Safety Code, relating to community redevelopment.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 817: By Senator Sedgwick (Coauthor: Assemblyman Lunardi)—An act to add Section 1095.5 to the Code of Civil Procedure, relating to writs of mandate.

Referred to Committee on Judiciary.

Senate Bill No. 818: By Senator Bradley—An act to add Section 4702.5 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 819: By Senator Bradley—An act to add Section 3208.5 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 820: By Senator Geddes—An act to add Division 1.5 (commencing with Section 700) to the Public Resources Code, relating to state policy on conservation, development, and utilization of natural resources.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 821: By Senator Collier—An act to amend Section 22507 of the Vehicle Code, relating to parking regulations by local authorities.

Referred to Committee on Local Government.

Senate Bill No. 822: By Senator Cobey—An act to amend Section 374a of the Penal Code, relating to rewards offered by cities or counties for Penal Code violations.

Referred to Committee on Judiciary.

Senate Bill No. 823: By Senator Cobey—An act to amend Section 22234 of the Water Code, relating to the powers of irrigation districts.

Referred to Committee on Water Resources.

Senate Bill No. 824: By Senator Stiern—An act to add Section 1605 to the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 825: By Senator M. Ateer—An act to repeal Article 3 (commencing with Section 1200), Chapter 2, Division 5 of the Harbors and Navigation Code, relating to the Pilotage Rate Committee for San Francisco, San Pablo, and Suisun Bays.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 826: By Senator Farr—An act to amend Section 17990 of the Education Code, relating to junior colleges, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Concurrent Resolution No. 33: By Senators Rodda, Miller, and Teale (Coauthors: Assemblyman Waidie and Assemblywoman Davis)—Relative to the development of a comprehensive master recreation plan for the Sacramento-San Joaquin Delta.

Referred to Committee on Natural Resources.

Senate Concurrent Resolution No. 34: By Senators Burns, Dolwig, and Teale—Relative to the creation of the Workman's Compensation Study Committee.

Referred to Committee on Rules.

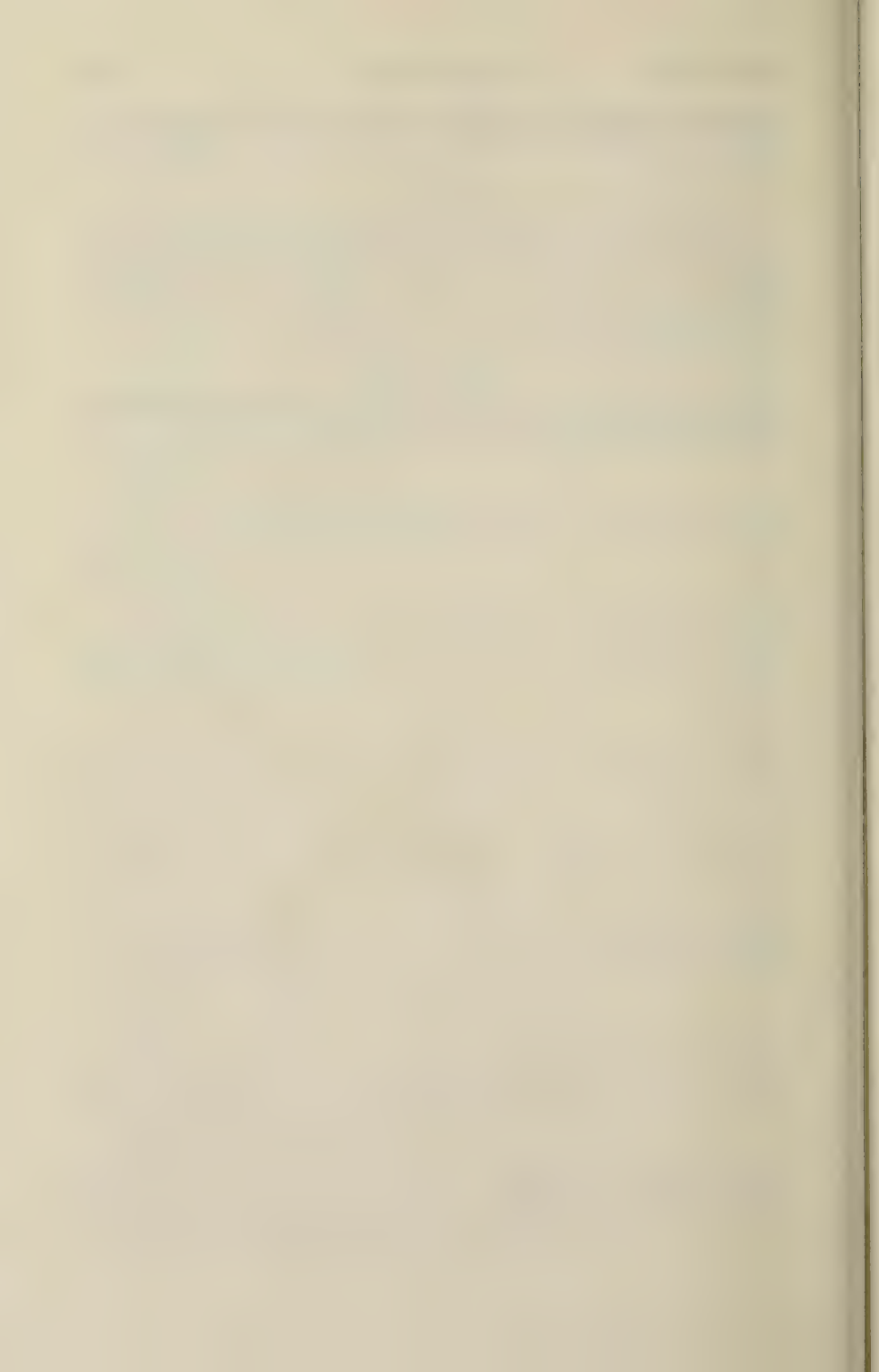
Senate Constitutional Amendment No. 10: By Senators Rodda and Grunsky—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article IX, relating to the selection of county superintendents of schools.

Referred to Committee on Local Government.

ADJOURNMENT

At 4.16 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Friday, March 1, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-THIRD LEGISLATIVE DAY

FORTIETH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, March 1, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—43.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Too Often, O Lord. We have failed to see Thee in the passerby. The opportunity to serve Thee by a smile, a word of kindness, and a helping hand has come and gone before we were even aware of it. Give us, O Lord, an awareness-compassion that is both perceptive and penetrating, that we may truly look into the eyes of all that we meet, and see there reflected Thy loveliness. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Farr, on motion of Senator Burns, on legislative business.

Senator Cameron, on motion of Senator Burns, on legislative business.

Senator Christensen, on motion of Senator Burns, on legislative business.

Senator Holmdahl, on motion of Senator Burns, on legislative business.

Senator McAteer, on motion of Senator Burns, on legislative business.

Senator Teale, on motion of Senator Arnold, on legislative business.

Senator Miller, on motion of Senator Arnold, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Prestwood School of Sonoma: *Adults*—Mrs. Eleanor Lewis, Mrs. Evelyn Gregory, Miss Ida Roche, and Mr. and Mrs. Wellington. *Students*—Bruce Bromley, Connie Bruhn, Jim Bryant, Ron Church, Carl Kenworthy, Diane Kohnhorst, Donald Knolle, Theresa Mangiantini, David Patterson, Pierre Wirtz, Terry Riley, Norman Simmons, Shawn Beard, David Colbert, Kathy Cooper, Christine Enz, Pauline Goddard, Jim Garcia, Vivian Haek, Lavina House, Denise Millhouse, Joan Moser, Diane Williams, Cheri Berry, Martha Bishop, Mary Cairns, Gerald Casteel, Judy Golding, Tim Hawk, Sharon Jackson, Kathy Kurtz, Michael Moll, Barrett Myers, Gerald Solen, Judy Stalley, Robert Folliard, David Miller, Chris Bactge, Georgia Bundschu, Georgina Cavalli, Christine Celotti, Shirley Davis, Christine Edsall, Judy Goodrich, Cheryl Hale, Judy Haire, Katrina Jones, Debbie Parker, Donna Radich, Pam Robbins, Barbara Shelley, Pam Smith, Thelma Spilling, Nancy Vernon, Janet Wedikind, Dean Yee, Linda Garrie, Don Carico, Dennis Caville, John Craven, Craig Fantozzi, Dennis French, Truman Low, Jonathan Robbins, Steve Sharek, Don Wilcox, Glen Yow, Marlayne Weider, Kathy Guerne, and Steve Grant.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Pondham Union Elementary School of Pond: *Adults*—Mr. J. J. Thornton, district superintendent; Mr. Tom E. Martinez, eighth grade teacher; Mr. H. K. Wilson, Mr. and Mrs. Bill Davis, Mr. Isidro Arrambide, Mrs. W. T. Myrick, Mrs. T. C. Munnerlyn, and Mrs. T. R. Mitchell. *Students*—Sarah Arrambide, Jettie Bailey, Shirley Bibee, Connie Blevins, Ana Carabajal, Ramona Castillo, Wayne Davidson, Mike Davis, Steve Derington, Billy Langley, John Lombrana, Maxine Miller, Larry Moore, Thomas Myrick, Sue Oliver, Randy Pantoja, and Riekey Stane.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Burlingame Intermediate School: *Adults*—Mrs. Brill, Mr. MacDonald, and Mr. Charnow. *Students*—Catherine Allen, Deborah Barry, James Beatty, James Crichton, John Czapkay, Doris Daggs, Patricia Dougherty, Scott Eastham, Jane Ellis, Herbert Engel, Anthony Flores, Mary Gentner, Marcia Hess, Chris Hill, Erik Houts, Adrian Huckle, Linda Irons, Gregory Jones, Robert Lann, Jack Macdonald, William Malon, Henry Nourse, Mary O'Brien, Carla Pope, Tim Riley, Joe Saccheri, Daniel Seanlan, Dianne Schumacher, Miles Sheldon, Susan Smith, Kathie Wentworth, Harry Young, Patricia Zollner, June Alger, Shirley Amaurie, Gordon Anderson, Louise Anderson, David Antone, Maureen Brigham, Susan Cole, Martin Douglas, Mary Edwards, Jane Fisher, Christopher Harley, Mickey Heller, Susan Hill, Ann Hockridge, Anna Juhl, Jerry Kendall, Andrew Knox, Sheila Lindsay, Susan McCall, Douglas McKay, Esther Paulson, Fred

Pisturino, Gartha Pollard, Monica Prendergast, Wilfred Rivers, Fred Robanser, Colleen Springer, Dennis Sprowl, Thomas Steger, Penny Vogelsang, Wayne Warren, and Robbie Wilson.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Carl Bash of Paradise.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Harry Z. Shuster of Palo Alto.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to former State Senator Richard Richards.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Eugene Magers, and Keith and Janice, of Monterey County.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Louis Edwards of Durham; and Mr. A. J. Olsen of Biggs.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Immanuel Academy of Reedley: Adults—Mr. John Krause, Mr. Dan Neufeld, and Mr. J. P. Kliever. Students—Doris Bartel, Don Block, Richard Brandt, Stan Brandt, Frank Buller, Richard Duerksen, Georgia Enns, Carol Ens, Marian Fast, Nancy Friesen, Stan Friesen, Ronald Guenther, Dwight Harder, Jean Harms, Janet Heinrichs, Nadine Hofer, Phil Hofer, Dan Issac, Betty Klassen, Susan Klassen, Grace Koop, Donna Kruse, Richard Lansidel, Karen Leppke, Ron Mack, Carol Neufeld, John Neufeld, Marilyn Penner, Larry Ratzlaff, Delores Regier, Norma Regier, Dennis Warkentin, Lynn Warkentin, Kathy Wiens, Charlie Wiest, and Glen Zimmerman.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 549—An act to add Section 23.1 to the Citrous Pest District Control Act (Chapter 89, Statutes of 1939), relating to citrous pest control districts, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the 28th day of February, 1963, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, March 1, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2—An act to amend Section 32221 of the Health and Safety Code, relating to hospital districts, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the 1st day of March, 1963, at 11:45 a.m.

BURNS, Chairman

SENATE CHAMBER, February 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 109

Senate Bill No. 239

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Natural Resources

SENATE CHAMBER, February 28, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:
Senate Bill No. 6

Has had the same under consideration, and reports the same back with amendments
with the recommendation: Amend, and do pass as amended.

FARR, Chairman

Above reported bill ordered to second reading.

Committee on Military and Veterans Affairs

SENATE CHAMBER, March 1, 1963

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was
referred:

Assembly Joint Resolution No. 19

Has had the same under consideration, and reports the same back with amendments
with the recommendation: Amend, and be adopted as amended.

CHRISTENSEN, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, March 1, 1963

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was
referred:

Assembly Joint Resolution No. 3

Has had the same under consideration, and reports the same back with the recom-
mendation: Be adopted.

CHRISTENSEN, Chairman

Above reported resolution ordered to third reading.

Committee on Elections

SENATE CHAMBER, March 1, 1963

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 58

Senate Bill No. 167

Has had the same under consideration, and reports the same back with the recom-
mendation: Do pass.

RODDA, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 1, 1963

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 99

Senate Bill No. 100

Has had the same under consideration, and reports the same back with the recom-
mendation: Do pass, and be placed on the Consent Calendar.

RODDA, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, March 1, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 69

Has had the same under consideration, and reports the same back with amendments
with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, March 1, 1963

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 59

Senate Concurrent Resolution No. 21

Assembly Concurrent Resolution No. 32

Has had the same under consideration, and reports the same back with the recommendation. Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Judiciary

SENATE CHAMBER, March 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Assembly Bill No. 148

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 148

Senator Regan moved that Assembly Bill No. 148 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 148—An act to amend Sections 821 and 822 of the Penal Code, relating to disposition of arrested persons.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 8, of the printed bill, as amended in Assembly February 21, 1963, after the comma, insert "unless such right is personally waived by the defendant in writing,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Committee on Transportation

SENATE CHAMBER, March 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 344

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 344

Senator Collier moved that Senate Bill No. 344 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 344—An act to amend Sections 7351, 7653, 7654, and 8651 of, and add Section 7351.5 to, the Revenue and Taxation Code, to amend Sections 9250, 9253, and 9400 of, and to add Section 9401 to,

the Vehicle Code, and to amend the heading of Chapter 1 (commencing with Section 2000) of Division 2, and Sections 186.1, 186.2, 186.3, 186.4, 186.5, 186.6, 186.7, 186.8, and 210.5 to, and to amend Chapter 2 (commencing with Section 2050) of Division 3, and Sections 2000, 2001, 2002, 2003, 2004, 2005, 2105, 2106, 2110, 2111, 2112, 2113, 2114, 2115, 2116, and 2117 of the Streets and Highways Code, to provide a system of county and city streets, roads, and highways and for the financial support thereof, including the levying of taxes and fees thereon.

Bill read second time.

Motion to Amend

Senator C. Miller moved the adoption of the following amendments:

Amendment No. 1

On page 6, line 14, of the printed bill, as amended in Senate February 28, 1963, strike out "February", and insert "January".

Amendment No. 2

On page 6, line 19, strike out "February", and insert "January".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Rules, to which was referred: Senate Joint Resolution No. 3

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

MOTION TO AMEND SENATE JOINT RESOLUTION NO. 3

Senator McCarthy moved that Senate Joint Resolution No. 3 be amended and re-referred to Committee on Rules.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Joint Resolution No. 3—Relative to memorializing Congress to permit California to impose motor vehicle license, registration, and other fees with respect to motor vehicles owned by national banking associations.

Resolution read.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed resolution, (four "California", in the title, insert "and the several states to equalize taxes on national banking associations and".

Amendment No. 2

On page 1, line 4, after "association", insert "and otherwise prescribes the method of taxing national banking associations".

Amendment No. 3

On page 1, line 18, after "California", insert "and the several states to levy taxes on national banks in the same manner and at the same rates as it levies taxes on other corporations generally and".

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Rules.

LETTER OF TRANSMITTAL

SENATE FACT FINDING COMMITTEE ON GOVERNMENTAL ADMINISTRATION
STATE CAPITOL, SACRAMENTO, February 28, 1963

Hon. Glenn M. Anderson
President of the Senate

DEAR MR. PRESIDENT: Senate Resolution No. 142, in the Senate Journal dated May 19, 1961, on pages 2733 and 2734, called for a comprehensive report by the Department of Mental Hygiene relating to its program.

The report has been studied by the Senate Fact Finding Committee on Governmental Administration, in conformity with the Standing Rules assigning the activities of the department to this committee.

The findings and recommendations resulting from the study by our committee are hereby submitted.

The committee wishes to express its appreciation to members of the Department of Mental Hygiene, and other agencies and persons whose cooperation was necessary to allow completion of this study.

Respectfully submitted,

STANLEY ARNOLD, Chairman
VIRGIL O'SULLIVAN, Vice Chairman
GEORGE MILLER, JR.
ROBERT D. WILLIAMS

JOHN C. BEGOVICH
HUGO FISHER
LUTHER E. GIBSON

Letter of transmittal ordered printed in the Journal, and the report printed in the Appendix to the Journal.

Motion to Print Report

Senator Arnold moved that 500 copies of the Report of the Department of Mental Hygiene relating to its program be printed for distribution.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 581

Senator Collier moved that Senate Bill No. 581 be withdrawn from Committee on Governmental Efficiency and re-referred to Committee on Transportation.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senators Petersen, Christensen, Rattigan, Collier, McCarthy, and Geddes:

Senate Resolution No. 73

Relative to the death of Clem Miller

WHEREAS, On October 7, 1962, death claimed Clem Miller, the distinguished representative from the First Congressional District; and

WHEREAS, His election to Congress in 1958 began a brilliant career in public service which only death could have cut short; and

WHEREAS, Clem Miller was recognized by his colleagues as a legislator of ability, integrity and foresight, a man guided always by his sincere interest in the welfare and prosperity of the people whom he represented; and

WHEREAS, He was known to his constituents as an effective and skillful public servant who worked incessantly for their benefit and who devoted the full measure of his varied talents to solve even the smallest problem brought to his attention; and

WHEREAS, He will be remembered by his family as a devoted husband and a loving father and by his many friends as a loyal and trustworthy comrade; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of this Senate take this means to indicate their recognition of the accomplishments of the late Clem Miller and to express their profound sorrow at his passing; and be it further.

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Clem Miller's widow, Katharine, and to his five daughters, Amey, Abigail, Clare, Marion and Katharine.

Resolution read, and unanimously adopted on motion of Senator Petersen.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Sturgeon:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, February 27, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 740—An act to convey certain described lands from the State of California to Mr. Robert C. Newman, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR STURGEON

Recommendation of Committee on Rules

SENATE CHAMBER, March 1, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Sturgeon:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 740.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—32.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 4—An act to add Chapter 9 (commencing with Section 60300) to Division 1 of Title 6 of the Government Code, relating to special district secretaries.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 6, of the printed bill, after "district", insert "having an elective legislative body".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 151—An act to repeal Chapter 1413 of the Statutes of 1957, relating to the Mono County Public Utility District.

Bill read second time, and ordered to third reading.

Senate Bill No. 50—An act to amend Section 30750 of the Streets and Highways Code, relating to bridges across Carquinez Straits.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 30750", and insert "Sections 30225 and 30750".

Amendment No. 2

In line 2 of the title, strike out "across Carquinez Straits", and insert "bridges constructed under the California Toll Bridge Authority Act and their financing, declaring the urgency thereof, to take effect immediately".

Amendment No. 3

On page 1, line 1, strike out "30750", and insert "30225".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, after line 2, insert

"30225. If the outstanding bonds issued for the acquisition or construction of the toll bridge or other highway crossing as originally designed are, at the time of issuance of the additional bonds, by their terms subject to [immediate] retirement before maturity [at the option of the authority], or if the holders consent to the retirement of such bonds, the authority may include in the issue of bonds to be sold for the purpose of enlarging or extending the toll bridge or other highway crossing or changing the design thereof, an amount of bonds sufficient to produce funds with which to retire the outstanding bonds according to their terms and may also include bonds in a principal amount sufficient to provide funds for any or all of the purposes specified in Section 30231 of this code, or otherwise provide for the use and application of any available funds for any or all of said purposes. Before any such additional bonds are delivered the authority shall first duly call the outstanding bonds for redemption in accordance with their terms and conditions or obtain the consent of the holders thereof to their retirement.

SEC. 2. Section 30750 of said code is amended to read:."

Amendment No. 5

On page 2, after line 16, insert

"SEC. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Construction of the additional approach to the Benicia-Martinez Bridge provided for herein is urgently needed to complete an integrated approach system and to provide adequate and safe proper traffic service. This bill will permit proceedings for the refunding of the outstanding bonded indebtedness which, if undertaken immediately, can take advantage of favorable bond market conditions, resulting in substantial savings of interest on the outstanding bonded indebtedness. It is therefore necessary that this act go into immediate effect."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 173—An act to add Article 7 (commencing with Section 218) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to safety rests.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate February 27, 1963, strike out "General Fund", and insert "State Highway Fund".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 262—An act to amend Section 12809 of the Vehicle Code, relating to driver's licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 109—An act to amend Section 14376 of the Education Code, relating to allowable annual earnings of substitute teachers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 239—An act to amend Sections 6951 and 6952 of the Education Code, relating to reimbursement for educating minors living in licensed children's institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 77—An act to amend Sections 2898 and 2901.5 of, and to add Section 10815 to, the Education Code, relating to attendance of public school pupils.

Bill read third time, and presented by Senator Symons.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Concurrent Resolution No. 3—Relative to Commercial Vehicle Identification and Qualification.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 5—Relating to the naming of a bridge in memory of the late George J. Cole.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 7—Relating to the naming of a bridge in memory of the late Richard Fleisher.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 12—Relative to the naming of highways, freeways and expressways.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 13—Relative to naming the Drinking Fountain Bridge on U.S. Highway 199 the Howard Griffin Bridge.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 20—Relative to the California Highway Patrol.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 6—Relating to the naming of a bridge in memory of the late Paul E. Mudgett.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

By Senators Backstrand and Collier:

Senate Resolution No. 33

Relating to a study of coastal fog conditions

WHEREAS, Seasonal fog conditions which prevail in the coastal and valley areas of the State cause reduced visibility and hazardous driving conditions that result in many multiple traffic collisions on California highways; and

WHEREAS, The outstanding quality of engineering design and construction of California highways cannot be held accountable for driver error; and

WHEREAS, A large percentage of the accidents which occur during periods of reduced visibility due to fog conditions are directly attributable to driving at unsafe speeds for the conditions of visibility and errors in judgment by the drivers; and

WHEREAS, Present speed laws appear to be adequate to regulate traffic; now, therefore be it

Resolved by the Senate of the State of California, That the Highway Transportation Agency is requested to initiate a study or cause such a study to be made, which will determine possible means of giving advance warning to drivers of motor vehicles of the need for greater alertness and caution in driving during periods of reduced visibility; and further be it

Resolved, That the study explore the use of warning devices or other means to inform drivers of existing hazardous conditions on the roadway; and further be it

Resolved, That the Highway Transportation Agency is directed to report its findings, including any recommendations, to the Legislature before March 15, 1965; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit copies of this resolution to the Highway Transportation Agency and each department within the agency.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gilson, Grunsky, Lagomarsino, McCarthy, Murdy, Nishi, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schraue, Sedgwick, Short, Stiern, Sturgeon, Symons, and Williams—29

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 827: By Senators Symons, Way, Begovich, Regan, and Christensen (Coauthor: Assemblyman Lamardi)—An act to add Chapter 2.5 (commencing with Section 15901) to Division 7 of the Public Utilities Code, relating to public utility districts.

Referred to Committee on Public Utilities.

Senate Bill No. 828: By Senator Holmdahl—An act to amend Sections 2923 and 2925 of the Revenue and Taxation Code, relating to property tax collection accountability by collectors and assessors.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 829: By Senator Holmdahl—An act to amend Sections 4219 and 4220 of the Revenue and Taxation Code, relating to payment of delinquent taxes in installments.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 830: By Senator Holmdahl—An act to amend Sections 4916 and 4925 of the Revenue and Taxation Code, relating to refund of overpayment of taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 831: By Senator Bradley—An act to amend Section 954 of the Business and Professions Code, relating to clearing, dyeing and pressing.

Referred to Committee on Business and Professions.

Senate Bill No. 832: By Senator Cobby—An act to add Division 6 (commencing with Section 8000) to, and to repeal Division 6 (commencing with Section 8000) of, the Elections Code, relating to political parties.

Referred to Committee on Elections.

Senate Bill No. 833: By Senator Rattigan—An act to add Section 1191 to the Civil Code, relating to proof and acknowledgment.

Referred to Committee on Judiciary.

Senate Bill No. 834: By Senator Rodda—An act to amend Section 7 of the American River Flood Control District Act (Chapter 808 of the Statutes of 1927), relating to the compensation of the trustees for the American River Flood Control District.

Referred to Committee on Local Government.

Senate Bill No. 835: By Senators Stern, Grunsky, Rodda, Cameron, Farr, Murdy, and McAteer (Introduced pursuant to recommendation of Senate Fact Finding Committee on Education)—An act to add Section 31233.1 to the Education Code, relating to scholarships for the study of agriculture.

Referred to Committee on Education.

Senate Bill No. 836: By Senator Lagomarsino—An act to amend Sections 6450, 6451 and 6500 of the Penal Code, relating to narcotic addiction.

Referred to Committee on Judiciary.

Senate Bill No. 837: By Senators Lagomarsino and Christensen—An act to add Section 279 to the Penal Code, relating to offenses involving custody of children.

Referred to Committee on Judiciary.

Senate Bill No. 838: By Senator Regan—An act to amend Section 70015.1 of the Government Code, relating to compensation of court reporters.

Referred to Committee on Local Government.

Senate Bill No. 839: By Senator Short—An act to add Section 7607.5 to the Public Utilities Code, relating to reflectors on railroad cars.

Referred to Committee on Transportation.

ADJOURNMENT

At 11.50 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, March 4, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-FOURTH LEGISLATIVE DAY

FORTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, March 4, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Delwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Among all the wonders of heaven and earth, there is none like to Thee, O Lord. Thy works are supremely good and Thy judgments are perfectly true. By Thy providence the universe is ruled. Give to us then, O Lord, a share in Thy wisdom, and make us able to carry out our high duties here in accord with Thy will and that of those we represent. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Christensen led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Teale, on motion of Senator Miller, on legislative business.

Senator McAteer, on motion of Senator McCarthy, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of St. Josephs' School of Sacramento: Sister Mary

Thomasine, S.M.; Sister Mary Gabriel, S.M.; Mrs. Socorro Zuniga; and Mrs. Ruth Peterson. *Students*—Margarita Algeria, Sally Aurich, Michael Avery, Maria Castrillo, Barbara Dillon, Carolina Gallegos, Donna Gentry, Gilbert Gonzales, Margarita Gutierrez, Joseph Hernandez, Robert Holliday, Bertha Juarez, Walter Leahy, Diane Lueras, Linda Martinez, Richard Martinez, Ronnie Martinez, Mary Ellen Mejia, Anibel Michel, Fandora Neal, Ronald Rivera, Richard Schaff, Daniel Solorio, David Turner, Virginia Vasquez, and Margenia Woods.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Union School of Visalia: *Chaperones*—Jack Joseph, Bob Barnhart, and Nadine McKim. *Students*—Jackie Winter, Allen Stroud, Lupe Alafia, Ramie Bollinger, Paul Tom, Edward Souza, Jerry Rutledge, Jesse Tobias, Homer Anderson, George Burgos, Paul Rivas, Edward Delgado, Robert Walker, Gravel Tolles, Gerald Smith, Tom Owens, Barney Smith, Eddie Delgado, Doyle Jackson, Tom Peck, Linda Bolin, Sharon Cochran, Brenda Montgomery, Paula Termolden, Carol Moody, Sandy Willis, Toni Norbent, Carolyn Scott, Sandy Wright, Mary Monk, Bernardina Tobias, and Nadine Wilson.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Charleston Elementary School of Los Banos: *Adults*—William Dias and George Doyle. *Students*—Richard Cotta, Dennis Dyer, Chris Fagnades, Ronald Ellege, Louis Lopez, John Rea, Julia Braz, Kathy Garcia, Carolyn Gillian, Mary Lou Martinez, Eugenia Ramirez, Elena Rodriguez, and Fay Sanstead.

On request of Senator Delwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Parkway Lutheran School of Merced Park: *Principal and teacher*—LeMayne Waak. *Students*—Robert Burch, Sandra Flickinger, Hal Halloran, Kathy Jensen, Julie Kuntzson, Carol Fehring, Ronald Hadden, Donald Lange, Sharon Rushdoony, David Sanford, Marilyn Stahl, Marsha Tremaine, and Nancy Winkle.

On request of Senator Delwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adult and students of Grace Lutheran School of San Marco: *Principal and Teacher*—Gerald Seovers. *Students*—Mary Jo Berzstrom, Karen Bonnett, Becky Clark, Susan Florea, Susan Hoff, Bill Hutchison, Barbara Jacobs, Carolyn Leonard, Rick Orvik, Albert Presker, Linda Rauch, Sharon Strommen, and Kathy Hilhelms.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the San Joaquin County Democratic Women's Club, all of Stockton: Luille N. Ayale, Peggy Ann Stone, Mrs. H. L. Berkman, Florence E. Weiss, Mary Louise Williams, Deborah E. Kraham, Clara R. Jacobson, Helen Schneider, Grace V. Fleming, Mrs. Harriet Shuffler, Colleen Pillsbury, Dora Mulcahy, Mrs. Joseph T. Lopez, Dora Oyler, Melanie Pollack, Bonnie L. Fink, Mrs. A. J. Rousey, Mrs. E. Paliland, Mrs. Dorothy Lemon, Mrs. Ruby Mitchell, Mrs. Helen L. Borba, Miss Maureen Borba, Mrs. Verday Peters, Mrs. John M. Owen, Mrs. Evelyn Montgomery, Mrs. Lois Wolf, Joyce Palermo, Louise Orsolini, Pauline E. Sampson, Pat Capitanich, Nina I. Saxton, Mrs.

Marion O. Pease, Mrs. Anne Arnold, Mrs. Emily Knoles, and Kathy Shearn.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Anne Phillip, O. P.; and the following students of All Saints School of Hayward: Patrick Bitz, Stanford Caton, Anne Connelly, John Corey, Raellen Costa, Paula Costello, Allen Cunha, Robert Edwards, Monica Erwin, William Frey, Robert Gonsalves, Celia Gray, Patrick Groark, Christine Gubanski, Nancy Heneger, Susan Inman, Janet LaBarr, Thomas Langenstein, Margaret Ledesma, Susan Lopez, David Madeiros, David Marrow, Laura Messer, Mary Ellen Montez, Nancy Mullin, Joseph Newton, Christopher Nolan, Linda Oakes, Philip Oayette, Catherine Purchio, Mary Ramos, Richard Ramos, Julielaïne Rego, Philip Reilly, Michael Rivers, Stephen Ryken, Kathleen Sheridan, Anne Singleton, Linda Sizuela, Virginia Stellish, Shawn Stinson, James Susie, Frank Tapia, Judy Warren, and Martha Zeyen.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Mary Gervase, O. P.; and the following students of All Saints School of Hayward: John Allen, Geraldine Andrade, Mary Ann Buretta, Sibylle Burkhard, Joseph Cooney, Mary Lu Costa, Celeste Cunha, Mary Eues, Stephen Forketich, Roger Ferreira, Marie Giscoletto, Vance Goulart, Gerard Katheway, Susan Koslosky, Patricia LeBon, Elena Ledesma, Suzette Lopez, Charles Machado, Mary Agnes McGowan, Marie Medeiros, Carl Metoyer, Joyce Nelsen, Leslie Neyman, Doris Mary O'Neill, Stephen Petracek, Patricia Petriz, Cynthia Phillips, Victor Quint, Joseph Ramos, Theresa Ramos, Michael Roark, Michele St. Germain, James Sanders, Bonnie Seraphin, Steven Shrader, Linda Smith, Robert Stag, Bruce Starr, Paul Sterbenz, Mary Stupey, Pamela Swanson, John Thomas, Joaquin Vargas, George Weekes, Harriett White, and Leonard Woitulevich.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Nancy Smith, staff writer of the *San Francisco News-Call-Bulletin*; and Harry Press, city editor of the *San Francisco News-Call-Bulletin*.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Norman Katen of Millbrae.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Richard Wilsdon of Carmel.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hilda Warren, Ruth Schlichtmann, and Rita Reinerth of Sacramento.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Joseph Beek of Newport Beach.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Reuven Shari, Civil Service Commissioner of Israel, who is a member of Parliament of Israel, and the Mayor of Jerusalem.

On request of Senator Holmblad, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Edward Malone and Mr. Manuel Dias, both of Oakland; Mr. Leslie Worcester of Fremont; Mrs. Faye Mitchell of Oakland; Mr. Floyd Bueno of San Leandro.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 4, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 173
Assembly Bill No. 230
Assembly Bill No. 273
Assembly Bill No. 280
Assembly Bill No. 301

Assembly Bill No. 339
Assembly Bill No. 387
Assembly Bill No. 486
Assembly Bill No. 497

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 173—An act to add Section 43007 to, and to repeal Section 43225 of, the Government Code, and to add Section 155.8 to, and to repeal Section 155.6 of, the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 230—An act to add Section 13656 to the Education Code, relating to sick leave for classified school employees.

Referred to Committee on Education.

Assembly Bill No. 273—An act to add Section 31081.6 to the Government Code, relating to the County Employees Retirement Law of 1937.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 280—An act to repeal Section 20331 of, to add Sections 20615.5, 20331 and 21367.52 to, and to amend Section 20651 of, the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 301—An act to amend Section 24386 of, and to add Section 24381 to, the Health and Safety Code, relating to motor vehicle air pollution.

Referred to Committee on Transportation.

Assembly Bill No. 339—An act to amend Section 1000 of the Probate Code, relating to preliminary distribution of estates.

Referred to Committee on Judiciary.

Assembly Bill No. 387—An act to add Section 16866 to the Education Code, relating to junior college bus transportation, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 486—An act to amend Section 13908 of the Health and Safety Code, relating to fire protection districts.

Referred to Committee on Local Government.

Assembly Bill No. 497—An act to amend Section 2206 of the Health and Safety Code, and Section 58308 of the Government Code, relating to mosquito abatement districts.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 50

Senate Bill No. 173

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 31

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Local Government

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 40

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 49

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 73

Senate Bill No. 118

Senate Bill No. 132

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:
Assembly Bill No. 5

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Concurrent Resolution No. 16

Has had the same under consideration, and reports the same back with amendments with the recommendation: Be adopted as amended, but first amend, and re-refer to the Committee on Finance.

COBEY, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 15

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Bill No. 86

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 327

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

COBEY, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Institutions

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Chairman of the Committee on Institutions, to which was referred:

Senate Bill No. 362

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 362

Senator Farr moved that Senate Bill No. 362 be amended and re-referred to Committee on Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 362- An act to add Section 2092 to, and to amend Section 4011 of, the Penal Code, relating to removal of prisoners in the event of disaster.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "2092 to", and insert "1509.95 to the Military and Veterans Code".

Amendment No. 2

In line 1 of the title, after "of", strike out the comma.

Amendment No. 3

On page 1, strike out lines 1 to 13, inclusive, and insert "SECTION 1. Section 1509.95 is added to the Military and Veterans Code, to read: 1509.95. In any case in which fire, flood, enemy attack, or other disaster endangering the lives of inmates of a state, county, or city penal or correctional institution has occurred or is imminent, the person in charge of the institution may remove the inmates from the institution. He shall, if possible remove them to a safe and convenient place and there confine them as long as may be necessary to avoid the danger, or, if that is not possible, shall release them. Such person shall not be held liable, civilly or criminally, for acts performed pursuant to this section."

Amendment No. 4

On page 1, strike out lines 15 to 20, inclusive.

Amendment No. 5

On page 1, line 21, strike out "(b)", and insert "4011. (a)".

Amendment No. 6

On page 2, line 11, strike out "(c)", and insert "(b)".

Amendment No. 7

On page 2, line 25, strike out "(d)", and insert "(c)".

Amendment No. 8

On page 2, line 42, strike out "(e)", and insert "(d)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Institutions**

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Chairman of the Committee on Institutions, to which was referred:

Senate Bill No. 365

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 365

Senator Rodda moved that Senate Bill No. 365 be amended and re-referred to Committee on Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 365—An act to amend Sections 1803 and 1804 of the Vehicle Code, relating to report of convictions.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 13, of the printed bill, strike out "a city or county", and insert "any other statute or".

Amendment No. 2

On page 1, line 22, after "22503," insert "22504, 22505,".

Amendment No. 3

On page 1, line 23, strike out "improper".

Amendment No. 4

On page 2, line 8, strike out the second "of", and insert "or".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 335

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 335

Senator Donnelly moved that Senate Bill No. 335 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 335—An act to amend Section 31645 of the Government Code, relating to County Employee's Retirement Law.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 13, of the printed bill, strike out "October", and insert "September".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 261

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND SENATE BILL NO. 261

Senator Way moved that Senate Bill No. 261 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 261—An act to amend Section 807 of the Agricultural Code, relating to pomegranates.

Bill read second time.

Motion to Amend

Senator Way moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, strike out lines 4 and 5, and insert "test. In addition, pomegranates shall not be considered mature un-".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 197

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 197

Senator Grunsky moved that Senate Bill No. 197 be amended and re-referred to Committee on Judiciary.

Motion carried. •

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 197—An act to amend Section 583 of, and add Section 854 to, the Probate Code, relating to options to purchase given in a will.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 11, of the printed bill, strike out "payment of the option price or"; and on line 12, strike out "upon", and insert "compliance with".

Amendment No. 2

On page 2, line 22, strike out "assistant", and insert "subordinate".

Amendment No. 3

On page 2, line 23, after "order", insert "by the court".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, February 25th; Tuesday, February 26th; Wednesday, February 27th; Thursday, February 28th; and Friday, March 1st, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

RESOLUTIONS

The following resolutions were offered :

By Senator Bradley :

Senate Resolution No. 74

Commemorating the 100th anniversary of San Jose High School

WHEREAS, The year 1963 marks the 100th anniversary of the founding of San Jose High School, one of the oldest schools in continuous existence in California, and the only high school in San Jose for 79 years; and

WHEREAS, The original one-room school house on Washington Square was succeeded by two rooms on the second floor of a building on Santa Clara Street between Second and Third Streets; and

WHEREAS, The third schoolhouse, built in 1903 on the site of the present Horace Mann Elementary School between Fifth and Sixth on Santa Clara, was destroyed by the earthquake of 1906, following which the school operated for two years on a limited-day basis in the old Lincoln Elementary School at 408 Almaden Avenue; and

WHEREAS, The fourth high school building on San Fernando Street between Fifth and Seventh was used from 1908 until 1952 when the present modern facility was opened; and

WHEREAS, Commencing in 1863 with J. J. Bowen, 20 persons have held the position of principal in the century of San Jose High School's existence; and

WHEREAS, Major Raymond B. Leland was principal for the longest period of time, serving from 1918 to 1933; and

WHEREAS, One of the best-known principals of the school, Rockwell D. Hunt, who served from 1902 to 1908, is presently Director Emeritus of the California Historical Foundation at the University of the Pacific, and President of the Conference of California Historical Societies; and

WHEREAS, Under the able administration of the present principal, Gene G. Long, the students of San Jose High School are continuing their long scholastic record of excellence; now, therefore, be it

Resolved by the Senate of the State of California, That the Members hereby extend their heartiest congratulations to San Jose High School on the occasion of its 100th anniversary; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Gene G. Long, Principal of San Jose High School.

Resolution read, and unanimously adopted on motion of Senator Bradley.

By Senators Arnold, O'Sullivan, Miller, Gibson, Begovich, and Williams :

Senate Resolution No. 75

Relative to handicapped workers

WHEREAS, The employment problems of the handicapped occur in the context of the general level of employment; and

WHEREAS, The employment problems of the handicapped are even more acute than those of the rest of the population during times of high unemployment; now, therefore, be it

Resolved by the Senate of the State of California, That the State of California recognize that maintaining a high level of employment is an absolute essential, without which an unduly large percentage of the handicapped will continue to be unnecessary tax burdens instead of tax producers; and be it further

Resolved, That the State of California adopt as an economic goal of first priority the stimulation and establishment of an economic climate in which all those who wish to and are able to work will be able to find employment; and be it further

Resolved, That the Economic Development Agency be informed of this priority and be urged to direct its studies to this end; and be it further

Resolved, That the Secretary of the Senate is directed to submit a copy of this resolution to the Economic Development Agency.

Resolution read, and referred to Committee on Governmental Efficiency.

By Senators Arnold, O'Sullivan, Miller, Gibson, Begovich, and Williams:

Senate Resolution No. 76

Relative to handicapped workers

WHEREAS, Evidence shows that handicapped workers perform as well as, or better than able-bodied workers, in both quality and quantity of work produced; and

WHEREAS, Handicapped workers have a lower rate of turnover; have fewer lost-time accidents, although their frequency rate is slightly higher; and their absentee records compare favorably with those who are not handicapped; now, therefore, be it

Resolved by the Senate of the State of California, That the State of California adopt as a portion of its personnel policy a statement recognizing government's proper role as the model employer, setting the pace and standards of enlightened personnel policies for the rest of the State; and be it further

Resolved, That the State Personnel Board be requested to adopt regulations assuring every applicant, regardless of apparent handicap, who is otherwise eligible, the right to take examinations, oral interviews, and to be considered for positions within the state civil service; and, be it further

Resolved, That the Secretary of the Senate is directed to submit a copy of this resolution to the State Personnel Board.

Resolution read, and referred to Committee on Governmental Efficiency.

CONSIDERATION OF DAILY FILE

Consideration of Assembly Amendments

Senate Concurrent Resolution No. 15—Relative to adoption of the Joint Rules of the Senate and Assembly.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Concurrent Resolution No. 15?

Amendment No. 1

On page 4 of the printed measure, strike out lines 28 to 37, inclusive.

Amendment No. 2

On page 4, between lines 37 and 38, insert

"Heading of Bills

10.7. No bill shall indicate in its heading or elsewhere that it was introduced at the request of a state agency or officer or any other person. No bill introduced after February 15, 1963, shall contain the words "By request" or words of similar import."

Amendment No. 3

On page 5, line 18, strike out the first "the".

Amendment No. 4

On page 6, lines 5 and 6, strike out "one hundred seventy-five dollars (\$175)", and insert "two hundred dollars (\$200)".

Amendment No. 5

On page 6, line 12, after "Legislature," insert "the President of the Senate,".

Amendment No. 6

On page 7, line 48, strike out the second "of", and insert "or".

Amendment No. 7

On page 16, line 25, strike out "on", and insert "or".

The roll was called, and the Senate concurred in Assembly amendments to Senate Concurrent Resolution No. 15 by the following vote:

AYES—Senators Backstrand, Begovich, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Gruensky, Holmdahl, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams—31.

NOES—Senators Bradley, Lagomarsino, Murdy, and Schrade—4.

Above resolution ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 6—An act authorizing the Division of Beaches and Parks to exchange property belonging to the State for other property in the County of San Luis Obispo.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

On page 2, line 11, of the printed bill, strike out "by", and insert "to".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 58—An act to amend Sections 19593, 20804.3, and 21701.5 of the Education Code, and Section 25412 of the Elections Code, relating to school district elections.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 187—An act to amend Section 8410 of, and to add Section 8475 to, the Elections Code, relating to county central committees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 99—An act to amend Section 944 of the Education Code, relating to school board elections.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 100—An act to amend Section 22300 of the Elections Code, relating to consolidation of elections.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Resolution No. 69—Relative to the creation of the Senate Committee on Interstate Cooperation.

Resolution read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules.

Amendment No. 1

On page 509, paragraph No. 6, line 1, as printed in the Senate Journal of Monday, February 25, 1963, after "The sum of", insert "twenty five thousand".

Amendment No. 2

On page 509, paragraph No. 6, line 1, after the dollar sign, insert "25,000".

Amendment read, and adopted.

Resolution ordered amended, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 19—Relative to Edwards Air Force Base.

Resolution read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Military and Veterans Affairs.

Amendment No. 1

In the heading of the printed measure, strike out "and Casey", and insert "Casey, and Williamson

(Coauthors: Senators Rees and Stiern)".

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 151—An act to repeal Chapter 1413 of the Statutes of 1957, relating to the Mono County Public Utility District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 50—An act to amend Sections 30225 and 30750 of the Streets and Highways Code, relating to bridges across bridges constructed under the California Toll Bridge Authority Act and their financing, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 1, 1963, strike out "bridges across".

Amendment No. 2

On page 2, line 45, strike out "bill", and insert "act".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 173—An act to add Article 7 (commencing with Section 218) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to safety rests.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—Senators Donnelly, Murdy, and Stiern—3.

Bill ordered transmitted to the Assembly.

By Senator Regan :

Senate Resolution No. 59

Relating to the observance of Law Day, U.S.A.

WHEREAS, The President of the United States has proclaimed May 1, 1963, as Law Day, U.S.A.; and

WHEREAS, The purpose of Law Day is to foster a deep respect for law and an awareness of its essential place in American life, as well as to encourage efforts to bring about an extension of law as an instrument of world peace and orderly progress in all international relationships for the future benefit of mankind; and

WHEREAS, It is most appropriate that May 1st should be set aside to reflect on the importance to our freedom of the orderly growth and administration of law for that is a day of particular significance to other nations which believe in right, not right; and

WHEREAS, This is reflected in the theme chosen for the 1963 Law Day observance: "LAW, Rule of Right, Not Might"; now, therefore, be it

Resolved by the Senate of the State of California. That the Members of this Senate urge the people of California to actively participate in observances marking Law Day as a public demonstration of their belief in law as the keystone of peace and order in our state, national and international life; and be it further

Resolved, That the Secretary of the Senate is hereby directed to send suitably prepared copies of this resolution to the President of the State Bar of California and to the President of the American Bar Association.

Resolution read, and unanimously adopted on motion of Senator Regan.

Senate Concurrent Resolution No. 31—Relative to leaves of absence of the Governor, Lieutenant Governor, Secretary of State, Attorney General, Controller, Treasurer, Superintendent of Public Instruction, members of the Board of Equalization and the State Personnel Board, and the Members of the Senate and Assembly.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murky, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 3—Relative to the establishment of a new national cemetery.

Resolution read, and presented by Senator Schrade.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murky, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 32—Relative to the Civil War Centennial Commission.

Resolution read, and presented by Senator Rodda.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 840: By Senator Bradley—An act to amend Section 43610.1 of the Government Code, relating to bonds in cities.

Referred to Committee on Local Government.

Senate Bill No. 841: By Senator Murdy—An act to amend Section 32222 of the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Senate Bill No. 842: By Senator Murdy—An act to amend Section 25101 of the Elections Code, relating to presidential elections.

Referred to Committee on Elections.

Senate Bill No. 843: By Senator Lagomarsino—An act to amend Section 1193 of the Code of Civil Procedure, relating to mechanics' liens.

Referred to Committee on Judiciary.

Senate Bill No. 844: By Senator Lagomarsino—An act to amend Section 1197.1 of the Code of Civil Procedure, relating to mechanics' liens.

Referred to Committee on Judiciary.

Senate Bill No. 845: By Senators Rattigan and Burns—An act to add Chapter 14 (commencing with Section 22300) to Division 8 of the Business and Professions Code, relating to the selling of nonessential articles on Sunday.

Referred to Committee on Business and Professions.

Senate Bill No. 846: By Senator Arnold—An act to amend Section 28150 of the Government Code, relating to compensation of county officers.

Referred to Committee on Local Government.

Senate Bill No. 847: By Senators Lagomarsino, Grunsky, Schrade, Sturgeon, Christensen, Geddes, Petersen, Weingand, and Stiern (Co-author: Assemblyman Garrigus)—An act to add Sections 17308 and 18359, and Article 6 (commencing with Section 6750) to Chapter 7 of Division 6 of the Education Code, relating to technical, agricultural and forestry schools, and making an appropriation therefor.

Referred to Committee on Education.

Senate Constitutional Amendment No. 11: By Senator Holmdahl—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2.5 to Article XXVI thereof, relating to the use of highway user tax funds for the construction of regional rapid transit facilities in metropolitan areas.

Referred to Committee on Governmental Efficiency.

Senate Concurrent Resolution No. 35: By Senator Rattigan—Approving an amendment to the Charter of the City of Petaluma, a municipal corporation in the County of Sonoma, State of California, ratified by the qualified electors of the city at an election held therein on the 22d day of January, 1963.

Request for Unanimous Consent

Senator Rattigan asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 35, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 35

Senate Concurrent Resolution No. 35—Approving an amendment to the Charter of the City of Petaluma, a municipal corporation in the County of Sonoma, State of California, ratified by the qualified electors of the city at an election held therein on the 22d day of January, 1963.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geldes, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

ADJOURNMENT

At 4:12 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, March 5, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-FIFTH LEGISLATIVE DAY

FORTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, March 5, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burna, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Hohadahl, Longmaring, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pictman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Quorum present.

PRAYER

By invitation of the President, prayer was offered by the guest Chaplain, Rev. Father Leo McAllister:

I asked God for strength, that I might achieve;
I was made weak, that I might learn humbly to obey.
I asked for health, that I might do greater things;
I was given infirmity, that I might do better things.
I asked for riches, that I might be happy;
I was given poverty, that I might be wise.
I asked for power, that I might have the praise of men;
I was given weakness, that I might feel the need of God.
I asked for all things, that I might enjoy life;
I was given life, that I might enjoy all things.
I got nothing that I asked for—but everything I had hoped for;
Almost despite myself, my unspoken prayers were answered.
I am among men, most richly blessed. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Warren H. Dawson of Norwalk; Mr. William Leslie of Hawthorne; Mr. Chet Lundstrom of Bell; Mr. Hank Jacayo of Inglewood; Mr. Carter Paine of Inglewood; Vesta Calhoun of Los Angeles; Mr. and Mrs. Frank Allen of Compton; Mr. R. E. Moseley of Los Angeles; Mr. Edward Rustvold of Los Angeles; and Mr. Leo Vuosalo of Los Angeles.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ada Belle Stinson of South Gate; Bea Gage of Pacoima; Emily Learned of Long Beach; Clara Huff of Bell; and Eileen Russell of Covina.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Forestville Union School: Walter Alcantro, John Adams, Richard Barbaria, Robert Bell, Arlene Bowen, Sherie Brown, John Buerer, Alan Cain, Huston Chandler, Martin Curtis, Glenn Elmore, Dwayne Ferguson, Kathy Frigerio, Tony Gamma, Gary Gibson, Phil Giesiker, Carol Kozlowski, Louis Lacabanne, Cynthia Lewis, Ernie Martinez, Nancy Maxwell, Frank McCabe, Ray Medley, Joan Miller, Shiela Mowry, Jerry Nash, Betty Nichols, Linda Page, Bill Peterson, Harold Platt, Mike Samis, Pam Samis, Ray Solomon, Earl Stephens, Suzy Thomas, Leslie Whitman, and Nicky Weibe.

On request of Senator Fari, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jonathan Rigdon, Mrs. Vincent Selbicky, Mrs. John Robetti, and Miss Lyda Mae Francis, all of Carmel.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Patrick Maloney, President of the California Water Association, from Carpinteria; and Mr. George Allen of Santa Barbara.

On request of Senators Quick and Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert Lehnhardt of Bell.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Richard Buxton of Campbell.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Emilio Lagomarsino of Ventura.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Charles Stewart, Mrs. Richard Dick, Mrs. Vincent Schunock, Mrs. Patricia Reeves, Mrs. Robert Rozier, all from Stockton.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Anne Hendry and Mrs. Eula Boucher, both of Richmond.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Joseph Kowalchuk of Lake Tahoe.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Bowman Elementary School of Bowman, Placer County: *Adults*—Mrs. Doris Weller, Mrs. Edith Reeves, Mrs. Shirley Gouvea, Mrs. Gladie Ziegler, and Mrs. Eula Kunz. *Students*—Sharon Armbruster, John Bell, Linda Bush, Jeanette Dorsey, Linda Duncan, Gail Gulley, Mark Gouvea, Mike Harris, Lindsey Henry, Laura Kelley, Nancy Kunz, Mackie McElhany, Mike McKay, Gregory Platz, Douglas Reeves, Vickey Rohl, Linda Schimmelman, Steve Mayhorn, Pat

Maxwell, Gary Meyer, Pamela Wedell, Sherri Ziegler, and Daniel Austin.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of "The Gadabouts" of the Newcomers Club, all of Santa Rosa: Mr. and Mrs. Larry Franklin, Mr. and Mrs. Ian Laign, Mr. and Mrs. Raymond Martin, Mr. and Mrs. Joseph Ducett, Mr. and Mrs. George Howarth, Mr. and Mrs. Fred Murdock, Colonel and Mrs. Francis Morawetz, Major and Mrs. Robert Morgan, Mr. and Mrs. Leslie Bisset, Mr. and Mrs. Harold Rodgers, Mr. and Mrs. Norman McQueen, Mr. and Mrs. Grover Sanford, Mr. and Mrs. Hans Martens, Mr. and Mrs. Alfred Stang, Mr. and Mrs. Rolf Fremming, Mr. and Mrs. Lyle Barker, Colonel and Mrs. Ralph Gilbertson, Mr. and Mrs. John Hancock, Mr. and Mrs. Robert A. Sheaffer, and Mr. Don McBride.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Polly Page, a student of Sacramento City College.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. W. S. Fochler of Los Angeles.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Elsa Sandstrom of Los Altos, and Mr. Ed Slevin of San Francisco.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Kenneth Adam of Lompoc. Mr. Adam is the publisher of the *Lompoc Record*.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Wendell Hill of Orange.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Virginia Socolofsky and Mr. Frank Shultz; and the following students of Oakland High School: Vicki Caredis, Camille Chan, Tatwina Chinn, Teresa Chinn, Nancy Chu, Barbara Davis, Arlene Dea, Marilyn Desmond, Sue Despain, Mike Dinstel, Hester Dinwiddie, Gary Ditlefson, Tom Ellerson, Leigh Evans, Doug Ewers, Nancy Fisher, Gayle Grover, Stan Hinerson, Gail Henrikson, Lahon High, Iko Hisatani, Roni Johnson, Debbie Katz, Linda Lee, Rich Lee, Terry Lee, Marcia Lim, Geoff Luebbert, John Maestri, Linda Mak, Vernon Mallenin, Barbara Manley, Jay Manuel, Vicki Marlar, Henrietta Morlatt, Sue Mortensen, Paul Muller, Merle Mulock, Koos Op de Coul, Jay Pahlmeyer, Susan Reiner, Faye Rothganger, Alice Salvatore, Beverly Shulster, Sharon Thompson, Joanne Wallace, James Watson, and Henry Wright.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Elizabeth D'Urso, Mrs. May McFeely, and Mitchell Morube, all of Oakland.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Abe Levy, Mr. Gerald Tiernan, and Mr. Leo Geffner, all of Beverly Hills.

COMMUNICATIONS

The following communications were received and read, and on motion of Senator Burns, ordered printed in the Journal:

STATE OF CALIFORNIA—REVENUE AND MANAGEMENT AGENCY
DEPARTMENT OF FINANCE, STATE BUILDING STANDARDS COMMISSION
1209 EIGHTH STREET, ROOM 109
SACRAMENTO 14, March 5, 1963

Hon. Hugh Burns

*President pro Tempore of the Senate
State Capitol, Sacramento*

DEAR SENATOR BURNS: Pursuant to Section 18909 of the Health and Safety Code which requires the commission to submit a biennial report of its activities with both houses of the Legislature and the Governor, the State Building Standards Commission hereby submits its Fifth Biennial Report.

Sincerely,

STATE BUILDING STANDARDS COMMISSION
By HARRY A. COBDEN, Executive Secretary

Enc.

Fifth Biennial Report, State Building Standards Commission
1209 Eighth Street, Sacramento 14, California
January 25, 1963

To:

Governor Edmund G. Brown

Hon. Glenn M. Anderson, Lieutenant Governor

Hon. Hugh Burns, President pro Tempore of the Senate

Hon. Jesse M. Unruh, Speaker of the Assembly

From:

HALE CHAMPION, Chairman
Director, Department of Finance
Sacramento

*RICHARD H. BARRETT, Member
General Contractor
San Francisco

**MELVIN M. BELLI, Member
Attorney at Law
San Francisco

*ROBERT N. EDDY, Member
Architect
Bakersfield

**LEON E. HENRY, Member
Utility Official
Los Angeles

**JAMES S. LEE, Member
Labor Official
Los Angeles

* Reappointed January 1963.

** Appointed January 1963.

*JOHN D. MOREHOUSE, Member
Chairman, Planning Commission
Modesto

*RALPH S. McLEAN, Member
Structural Engineer
Rederton

*MAX W. STRAUSS, Member
Director, Building and Planning
Beverly Hills

**JACK E. TAYLOR, Member
Building and Housing Administrator
Oakland

**EMIL J. WEBER
Electrical Contractor
San Francisco

HARRY A. COBDEN
Executive Secretary
Sacramento

History

An Assembly Interim Committee, after an exhaustive investigation into the field of state building regulations, concluded there was a great need for corrective legislation in this field.

The construction industry, second largest industry in our State, is faced with the burden of meeting the requirements of over 1,600 building regulations promulgated by various state agencies with enforcement authority.

Each agency prepares and enforces its own building requirements. Buildings, however, may serve more than one tenant or one purpose requiring regulation of construction by more than one agency. The resultant multiple requirement is wasteful and extremely costly to the designer, the builder and the owner. This waste is compounded when the regulations enforced conflict, duplicate and overlap.

Realizing that our State, with its ever-increasing population, must not be hampered by archaic and contradictory building regulations that waste millions of dollars and man-hours each year, the Legislature created the State Building Standards Commission. The purpose of the commission was to eliminate conflict, duplication and overlapping in building requirements prepared by state agencies.

The first commission was made up of ex officio members from the various state agencies that wrote and enforced building regulations. A budget and staff was not provided, consequently no progress was made in alleviating the problems created by conflicting regulations.

During the 1959 Regular Legislative Session, Senate Bill 1444 changed the membership of the commission. The result improved the organizational structure of the State Building Standards Commission by reducing the ex officio members. The new commission was made up of representatives from among the professions and industries concerned with building construction, of whom one was an architect, one a structural engineer, one a contractor and three members to be appointed from among local government officials.

Mr. Harry A. Cobden was appointed executive secretary. He was directed to compile an index of all then existing state building regulations. This project was completed with expediency. The completed index further supported the premise that there were too many regulations, too many places to look for them, and too many regulations that conflicted, duplicated and overlapped.

The commission, in working under the provisions of the amended act, determined that organizational problems still existed. The commission had been charged with a large responsibility. Each new set of building regulations submitted for approval indicated continued need for commission services. The statutes creating the commission had provided the responsibility but had failed to provide authority necessary to achieve the final goals of uniformity desired.

Lester McMillan, Chairman of the Assembly Committee of Governmental Efficiency and Economy, recognized the commission's problems. He introduced corrective legislation which was wholeheartedly endorsed by all segments of the building industry. The legislation was supported by Governor Brown and subsequently signed during the 1962 First Extraordinary Session of the Legislature.

The McMillan Bill, effective July 13, 1962, placed the commission in the Department of Finance, reorganized the commission membership to include representation from labor and the general public, and implemented its authority in the areas of regulation writing and preparation.

Activities

The commission has continued its program of thoroughly checking proposed regulations for conflict, duplication and overlapping. All submittals for approval are carefully analyzed and compared with existing regulations. The staff negotiates directly with the writing agencies during preparation and presentation of revised or new regulations. Although limited in staff and budget, attendance at meetings and hearings where new regulations are formulated is necessary. It is at this time that many unacceptable requirements are corrected and modified, reflecting in a great savings to the State. The staff is directed to act as a liaison between the commission and the agencies concerned and to report to the commission well in advance of requests for regulation approval.

Compilation of existing building regulations is a major project for the commission requiring consideration of over 4,600 administrative building regulations, plus numerous statutory provisions. However, a work projection program being prepared at the present time indicates that major portions of the code may be published within the year.

The commission, working under the provisions of the McMillan Bill, has initiated procedural regulations. These regulations, when approved by the commission, will be filed as administrative regulations in Title 24. They will clarify methods of commission action and designate responsibilities of both the commission and the agencies concerned with writing and enforcing building regulations. It is certain that this broadening of communications with the state agencies will alleviate many problems inherent to the commission's program expediting the cooperation necessary to complete the Single State Building Code.

The McMillan Bill further provides that the commission shall assist the legislature in eliminating conflict, duplication and overlapping in statutory building requirements. To effect this end, the commission offers its services to the legislature whenever it may be of assistance. The commission membership is representative of the construction industry, local jurisdiction enforcement, labor and the general public. It is easily seen that such representation, by a group whose primary concern is uniformity of building requirements, can be of valuable service in the preparation or correction of statutory building requirements.

The McMillan Bill provides that the commission will establish advisory panels made up of experts from the construction industry. The appointing of advisory panels from within the construction industry will provide an unlimited source of technical knowledge. New materials and methods are developed so quickly that building regulations must be the products of constant research. The construction industry, with technical knowledge accumulated from all its different facets, can provide the understanding of building requirements necessary to insure consistent and practical regulations.

Conclusion

The commission's investigation of existing conditions points up the necessity of providing one state agency with authority to write all state building regulations. The writing of state building regulations by one central agency in full cooperation with all concerned will present requirements that are uniform. One agency can provide the technical knowledge necessary to insure retention of practical and safe standards. In these times of onrushing technological advances, it will be possible for one agency to provide the research and time needed to keep abreast of the changes in methods of construction. Modern codes must be a product of constant research devoted to the evaluation of new products and methods. Modern codes must have flexibility so the new materials and methods can be used as soon as they are proved practical and safe. The day has passed when we must fear each new product and method.

The commission plans that the costs of preparing the intended code will be self-liquidating. There presently exists some 90,000 licensed building contractors, 4,000 licensed architects, and some 4,000 licensed professional engineers who are involved in building design.

The present State Building Standards Commission in the Department of Finance has established a workable program which the commission believes will give adequate help to all state agencies, the construction industry and the public.

Submitted under authority of Section 18009, Health and Safety Code (Statutes of 1953, Chapter 1500).

HARRY A. COBDEN
Executive Secretary

BAY AREA AIR POLLUTION CONTROL DISTRICT
1480 MISSION STREET, SAN FRANCISCO 3, CALIFORNIA
February 28, 1963

Hon. Joseph A. Beck
Secretary to the Senate
State Capitol, Sacramento

DEAR SIR: The Bay Area Air Pollution Control District was formed by the Legislature in 1955. At that time the amount which might be required to be raised in the six counties forming the district was limited to one cent on each \$100 of assessed value of all property in the district. In the intervening years the budget of the district has varied from \$156,350, an amount equal to 4 mills on each \$100 of assessed valuation in 1956-57, to the maximum allowable of \$646,868 in 1962-63.

The district has adopted and is enforcing two comprehensive regulations. The Board of Directors of the Bay Area Air Pollution Control District anticipates that a more vigorous enforcement program will, in the future, require a budget that will exceed an amount that 1 cent will raise. The directors are also conscious of the problems presented by advancing taxes in local government.

The 12 new enforcement personnel recently added to the staff of the district are now, and in the future will be, increasing the effectiveness of the district.

The board of directors has effected economies resulting in an increase in the enforcement effort and desires to have a complete appraisal of what can be accomplished by a full and frugal use of funds now available to the district. The board of directors is not, in the 1963 Session of the Legislature, requesting any increase in the limit of its rate of requirement.

It is anticipated that the Board of Directors of the Bay Area Air Pollution Control District will request the Governor and the State Legislature to consider legislation raising the 1-cent limit at the 1964 Budget Session.

Sincerely yours,

CLARENCE D. ERICKSON
Chairman, Board of Directors
Bay Area Air Pollution Control District

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA
GOVERNOR'S OFFICE
SACRAMENTO, March 4, 1963

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

THOMAS N. SAUNDERS, resident of 632 Wildcat Canyon Road, Berkeley; a graduate of the University of California; former safety engineer in the San Francisco office of the California Casualty Indemnity Exchange; former Chief of the Division of Industrial Safety in the Department of Industrial Relations;

Member, Industrial Accident Commission, vice John A. Bohn, resigned, for the term prescribed by law, ending January 15, 1965, appointed February 27, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 5, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 30

ARTHUR A. OINIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, March 5, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 232

Assembly Bill No. 319

Assembly Bill No. 329

Assembly Bill No. 338

Assembly Bill No. 350

Assembly Bill No. 376

ARTHUR A. OINIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 232—An act to amend Section 1057 of the Code of Civil Procedure, relating to undertakings and bonds.

Referred to Committee on Judiciary.

Assembly Bill No. 319—An act to amend Section 270.5 of the Labor Code, relating to security for wages in logging operations.

Referred to Committee on Labor.

Assembly Bill No. 329—An act to amend Section 6413 of the Financial Code, relating to savings and loan associations, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 338—An act to add Sections 541.3 and 1480.5 to the Probate Code, relating to bonds of executors, administrators, and guardians.

Referred to Committee on Judiciary.

Assembly Bill No. 350—An act to amend Section 715 of the Harbors and Navigation Code, relating to vessels.

Referred to Committee on Judiciary.

Assembly Bill No. 376—An act to add Section 14675.5 to the Education Code, and to amend Section 1372 of the Financial Code, relating to investment of funds of school district retirement plans.

Referred to Committee on Insurance and Financial Institutions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 5, 1963

Mr. Parnament: I am honored to inform your honorable body that the Assembly is this day adjourned.

Assembly Joint Resolution No. 9

Assembly Concurrent Resolution No. 35

ARTHUR A. CHENIMUS, Clerk of the Assembly
By STEPHEN C. HATHORN, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Joint Resolution No. 9—Relative to the Auburn Dam and Hudson Street Canal.

Referred to Committee on Water Resources.

Assembly Concurrent Resolution No. 35—Relative to merit awards to state employees.

Referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 5, 1963

Mr. Parnament: The Committee on Rules has appointed members to serve on the Senate Affairs Advisory Commission as follows:

Senator Stephen P. Tuck, vice Brown.
Senator Edwin J. Regan, vice Stevens.

BURNS, Chairman

SENATE CHAMBER, March 4, 1963

Mr. Parnament: The Committee on Rules has re-engrossed:

Senate Bill No. 12
Senate Bill No. 15

Senate Bill No. 100
Senate Bill No. 107

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 5, 1963

Mr. Parnament: The Committee on Rules has examined:

Senate Bill No. 6

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 5, 1963

Mr. Parnament: The Committee on Rules has examined:

Senate Bill No. 37

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, March 4, 1963

Mr. Parnament: The Committee on Rules has examined:

Senate Concurrent Resolution No. 35

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Local Government

SENATE CHAMBER, March 5, 1963

Mr. Parnament: The Committee on Local Government, to which were referred:

Senate Bill No. 100
Senate Bill No. 107
Senate Bill No. 115

Senate Bill No. 104
Assembly Bill No. 78
Assembly Bill No. 84

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Senate Bill No. 159

Has had the same under consideration, and reports the same back with amendments
with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 347

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Rules (To Interim Committee for appropriate study).

SHORT, Chairman

Above reported bill re-referred to Committee on Rules, to be assigned
to an interim committee.

Committee on Local Government

SENATE CHAMBER, March 5, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Senate Bill No. 204

Has had the same under consideration, and reports the same back with amendments
with the recommendation: Amend, and do pass as amended.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, March 5, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which
was referred:

Assembly Bill No. 689

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DOLWIG, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 5, 1963

MR. PRESIDENT: The Committee on Insurance & Financial Institutions, to which
was referred:

Senate Joint Resolution No. 5

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DOLWIG, Chairman

Above reported resolution ordered to third reading.

Committee on Agriculture

SENATE CHAMBER, March 5, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 305

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be re-referred to the Committee on Finance.

O'SULLIVAN, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, March 5, 1963

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 350

Senate Bill No. 261

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

O'SULLIVAN, Chairman.

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 85

Senate Bill No. 127

Senate Bill No. 295

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SHORT, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 61

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 5, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 27

Reports the same back with author's amendments with the recommendation: Amend, and re refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 27

Senator Bradley moved that Senate Bill No. 27 be amended and referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 27- An act to amend and renumber Sections 4600, 4601, and 4602 of; to amend Sections 4605, 4606, 4607, 4609, 4610, 4611, 4612, 4614.1, 4614.2, 4614.3, 4614.4, 4614.5, 4614.11, 4614.13, 4614.14, 4614.15, 4615, 4616, 4617, 4618, 4619, 4620, 4621, 4622, 4623, 4624, 4625, 4627, 4634, 4636, 4636.8, 4638, 4639, 4641, 4642, 4643, 4644, 4645, 4646, 4647, 4648, and the heading of Chapter 1 (commencing with Section 4600), Part 3, Division 5 of; to repeal Sections 4608, 4614.6, 4614.7, 4614.8, 4614.9, 4614.10, 4614.12, 4628, 4629, 4630, 4631, 4632, 4633, 4635 and 4636.7 of; and to add Sections 4600, 4601, 4602, 4602.2, 4602.3, 4610.5, 4611.5, 4613, 4623.5, 4639.5, 4640, and 4641.5 to; the Health and Safety Code; and to repeal the Municipal Sewer District Act of 1939 (Ch. 24, Stats. 1939), relating to municipal sewer districts.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendment:

Amendment No. 1

On page 14 of the printed bill, after line 21, insert

"The governing body may provide for the call and redemption of any bond prior to maturity at such time or times and at such price or prices and upon such other terms as it may specify, but no bond shall be subject to call or redemption prior to maturity unless a statement to that effect is printed on the bond."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, March 4, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 293

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 293

Senator Bradley moved that Senate Bill No. 293 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 293—An act to add Section 158.5 to the Business and Professions Code, relating to the refund of license fees.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, after "licentiate", insert "whose license is issued for more than a one-year period".

Amendment No. 2

On page 1, line 6, strike out "cease", and insert "ceases".

Amendment No. 3

On page 1, lines 7 and 8, strike out "for a partial refund of the license fee", and insert "for a refund of the amount of the license fee representing any year in which he has not engaged in the business or profession under the license".

Amendment No. 4

On page 1, lines 10 and 11, strike out "the unexpired portion of the license period", and insert "any year in which the applicant has not engaged in the business or profession under the license".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 5, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 102

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 102

Senator Bradley moved that Senate Bill No. 102 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 102—An act to add Section 1444 to the Probate Code, relating to summary appointment of guardians for minors.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 6 and 7, and insert "doing of an act by or for a minor of the age of 16 years or over residing in the State of California and that such minor has no parent or guardian available to give such".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 152

Senator Burns moved that Senate Bill No. 152 be withdrawn from Committee on Local Government and re-referred to Committee on Education.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Burns moved that Senate Concurrent Resolution No. 17 be taken from the inactive file and placed on the second reading file.

Motion carried.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

Senate Bill No. 40—An act to add Section 3.5 to the Yolo County Flood Control and Water Conservation District Act (Chapter 1657, Statutes of 1951), relating to the Yolo County Flood Control and Water Conservation District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In the heading of the printed bill, after "Geddes", insert "(Coauthor: Assemblyman Booth)".

Amendment No. 2

In line 1 of the title, strike out "add Section 3.5 to", and insert "amend Sections 1, 4, and 5 of, and to add Sections 3.5, 3.6, 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8, 4.9, 4.10, 4.11, 4.12, 4.13, 4.14, 4.15, and 4.16 to,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 3, inclusive, and insert

"SECTION 1. Section 1 of the Yolo County Flood Control and Water Conservation District Act (Chapter 1657, Statutes of 1951) is amended to read:

Section 1. A flood control and water conservation district is hereby created, to be called the "Yolo County Flood Control and Water Conservation District," and the boundaries and territory of said district are as follows:

[All that territory of the County of Yolo lying within the exterior boundaries thereof, exclusive of the area within Reclamation Districts Nos. 108, 150, 307, 537, 730, 752, 765, 785, 787, 811, 819, 820, 821, 827, 900, 999, 1009, 1600, 2035, 2068, and 2076, the Knights Landing Ridge Drainage District, the Sacramento River West Side Levee District, and the Washington Levee District on the effective date of this act and also exclusive of the area within the Yolo-Zamora Water District and the Dunnigan Water District on the effective date of the act adding this exception.]

Beginning at the NW corner of T. 8 N., R. 3 E., M.D.M., Yolo County, California; thence, along the West line of said T. 8 N., R. 3 E., South to the Intersection of the Yolo County line with the West line of said T. 8 N.; thence, along said county line, being in the center of the North Fork of Putah Creek, Westerly to the intersection of Putah Creek with the Nely line of Lot 19, of Rancho Rio Del Los Putos; thence, Northwestward along said Nely line, to a point on the East line of Section 30, T. 8 N., R. 1 W., M.D.M.; thence, North along the East line of Sections 30, 19, 18 and 7, T. 8 N., R. 1 W., M.D.M., to the NE corner of said Section 7; thence, along the South and East line of Section 5, T. 8 N., R. 1 W., M.D.M., East and North to the NE corner of said Section 5; thence, continuing North along the East line of Section 32, T. 9 N., R. 1 W., to the NE corner of said Section 32; thence, along the North line of said Section 32, West to the North quarter corner of said Section 32; thence, North to the North quarter corner of Section 20, T. 9 N., R. 1 W., M.D.M.; thence, West along the North line of said Section 20 to the NW corner thereof; thence, along the West line of Section 17, T. 9 N., R. 1 W., M.D.M., North to the NW corner of said Section 17; thence, along the South line of Section 7, T. 9 N., R. 1 W., M.D.M., West to the SW corner of said Section 7; thence, continuing West along the South line of Section 12, T. 9 N., R. 2 W., M.D.M., to the South quarter of said Section 12; thence, North to the North quarter corner of said Section 12; thence, West to the NW corner of said Section 12; thence along the West line of Section 1, T. 9 N., R. 2 W., M.D.M., North to the NW corner of said Section 1; thence, along the South line of Section 35, T. 10 N., R. 2 W., M.D.M., West to the South quarter corner of said Section 35; thence, North to the center of said Section 35; thence, West to the West quarter corner of said Section 35; thence North along the West line and its Northerly extension of said Section 35, to a point on the Southerly boundary of Rancho Canada De Capay; thence, Westerly along said boundary to the most Southerly corner of Lot R of Arnold and Gillig's Subdivision; thence, Northeasterly along the Easterly line of said Lot R to a point on the South line of Lot F of Arnold and Gillig's Subdivision; thence East along the South line of said Lot F to the SE corner thereof; thence, North along the East line of said Lot F to a point of intersection with the Capay Canal; thence, Northwestward along said Capay Canal to the point of intersection with State Highway 16; thence, Westerly along said Highway to the East line of Lot A of said Arnold and Gillig's Subdivision; thence, South along the East line of said Lot A, to the SE corner thereof, said point being on the Southerly boundary of Rancho Canada De Capay; thence, Northwestward along said Southerly boundary to a point on the South line of fractional Section 13, T. 10 N., R. 3 W., M.D.M.; thence, West along the South line of said Section 13 and Section 14 to the SW corner of said Section 14; thence North along the West line of said Section 14, and the West line of fractional Section 11, T. 10 N., R. 3 W., M.D.M., to the Closing Corner No. 10 of Rancho Canada De Capay; thence, Northwestward along the Westerly boundary of Rancho Canada De Capay, to the South line of fractional Section 27, T. 11 N., R. 3 W., M.D.M.; thence, West and North along the South and West line of said fractional Section 27, to the point of intersection with the Westerly boundary of Rancho Canada De

Capay; thence, Northwesterly along said Westerly boundary, to a point on the South line of Section 21, T. 11 N., R. 3 W., M.D.M.; thence, West along the South line of said Section 21, to the South quarter corner thereof; thence, North to the center of fractional Section 16, T. 11 N., R. 3 W., M.D.M.; thence, West to the West quarter corner of said Section 16; thence North along the West line of said Section 16, to the NW corner thereof; thence, West along the South line of Section 8, T. 11 N., R. 3 W., M.D.M., to the West line of the East half of the East half of said Section 8; thence, North along said West line, to a point on the South line of fractional Section 5; T. 11 N., R. 3 W., M.D.M.; thence, West along the South line of said fractional Section 5, to the South quarter corner thereof; thence, North to a point on the South line of fractional Section 32, T. 12 N., R. 3 W., M.D.M.; thence, West and North along the South and West lines of said Section 32, to the NW corner thereof; thence, North along the East line of fractional Section 30, T. 12 N., R. 3 W., M.D.M., to the intersection with the Westerly boundary of Rancho Canada De Capay; thence, Northwesterly along said Westerly boundary, to a point on the South line of fractional Section 19, T. 12 N., R. 3 W., M.D.M.; thence, West along the South line of said Section 19 to the South quarter corner thereof; thence, North to the SE corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 19; thence, West to the center of the NW $\frac{1}{4}$ of said Section 19; thence, North to the NE corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 19; thence, West to the NW corner of said Section 19; thence, North along the West line of fractional Section 18, T. 12 N., R. 3 W., M.D.M., to a point on the Westerly boundary of Rancho Canada De Capay; thence, along the boundary of said Rancho Canada De Capay, NW $\frac{1}{4}$, NE $\frac{1}{4}$ and SE $\frac{1}{4}$ to Closing Corner No. 24, in fractional Section 36, T. 11 N., R. 3 W., M.D.M.; thence, from said Closing Corner No. 24, South to the centerline of Cache Creek; thence, Southeastery along the centerline of Cache Creek, to a point due North of the most Easterly corner of Lot L of Arnold and Gillig's Subdivision; thence, South to the most Easterly corner of said Lot L; thence, Southeastery along the boundary of said Arnold and Gillig's Subdivision, to the most Easterly corner of Lot J of said Subdivision; thence, North to a point on the Northerly boundary of Rancho Canada De Capay; thence, Southeastery along said Northerly boundary, to the centerline of Cache Creek; thence, along the centerline of Cache Creek SE $\frac{1}{4}$ and Easterly to a point due South of the SE corner of Section 3, T. 10 N., R. 2 W., M.D.M.; thence, North to the SE corner of said Section 3; thence, West along the South line of said Section 3, to the West line of the East $\frac{1}{2}$ of the East $\frac{1}{2}$ of said Section 3; thence, North along said West line, to a point on the South line of Section 34, T. 11 N., R. 2 W., M.D.M.; thence, West along the South line of said Section 34, to the South quarter corner thereof; thence, North to the North quarter corner of said Section 34; thence, East to the NE corner of said Section 34; thence, North along the West line of Sections 26 and 23 of T. 11 N., R. 2 W., M.D.M., to the NW corner of said Section 23; thence, East along the North line of Sections 23 and 24 to the NE corner of said Section 24; thence, along the North line of Section 19 of T. 11 N., R. 1 W., M.D.M., to the North quarter corner of said Section 19; thence, South to the SW corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 19; thence, East to the center of the NE quarter of said Section 19; thence, South to the SW corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 19; thence, East along the South line of said Section 19 and Section 20, T. 11 N., R. 1 W., M.D.M., to the South quarter corner of said Section 20; thence, South to the South quarter corner of Section 29, T. 11 N., R. 1 W., M.D.M.; thence, East along the South line of Sections 29 and 28, T. 11 N., R. 1 W., M.D.M., to the South quarter corner of said Section 28; thence, South to the SW corner of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 33, T. 11 N., R. 1 W., M.D.M.; thence, East to the NE corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 33; thence, South to the SE corner of said Section 33; thence East along the South line of Section 34, T. 11 N., R. 1 W., M.D.M., to the SE corner of said Section 34; thence South and East along the West and South lines of Section 2, T. 10 N., R. 1 W., M.D.M., to the South quarter corner of said Section 2; thence, South to the SW corner of the North $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 11, T. 10 N., R. 1 W., M.D.M.; thence, East along the South line of said North $\frac{1}{2}$ to the SE corner thereof; thence, South along the East line of said Section 11 and its Southerly extension, to a point on the North boundary of the Guesisols Grant; thence, Easterly along said North boundary to the NE corner thereof; thence, leaving said Grant line Northwesterly along the Acacia Canal, to a point due South of the SE corner of Section 16, T. 10 N., R. 1 E., M.D.M.; thence, South to a point on the centerline of Cache Creek; thence, along the centerline of Cache Creek NE $\frac{1}{4}$ and Easterly to a point on the Northerly extension of the East line of Section 24, T. 10 N., R. 2 E., M.D.M.; thence, South along the East line of Sections 23, 26 and 35 of T. 10 N., R. 2 E., M.D.M., to the SE corner of said Section 35; thence, continuing South along the East line of Sections 2, 11, 14, 23 and 26, T. 9 N., R. 2 E., M.D.M., to the SE corner of said Section 26; thence, East and South along the North and East lines of Section 36, T. 9 N., R. 2 E., M.D.M., to the SE corner of said Section 36, the point of beginning of this description.

SEC. 2. Section 3.5 is added to said act, to read:

Amendment No. 4

On page 1, after line 20, insert

"Sec. 3. Section 3.6 is added to said act, to read:

Sec. 3.6. The board, by resolutions thereof adopted from time to time, may establish zones within said district without reference to the boundaries of other zones, setting forth in such resolutions descriptions thereof by metes and bounds and entitle each of such zones by zone number, and institute zone projects for the specific benefit of such zones. The board may, by resolution, amend the boundaries by annexing property to or by withdrawing property from said zones or may divide existing zones into two or more zones or may superimpose a new or amended zone on zones already in existence, setting forth in such resolutions descriptions of the amended, divided or superimposed zones by metes and bounds and entitle each of such zones by zone number.

Proceedings for the establishment of such zones may, but need not, be conducted concurrently with and as a part of proceedings for the instituting of projects relating to such zones, which proceedings shall be instituted in the manner prescribed in Sections 14 and following of this act.

SEC. 4. Section 4 of said act is amended to read:

Sec. 4. [On or before January 1, 1956, the Board of Supervisors of Yolo County shall appoint a district board of directors of five members which shall exercise the powers of the district enumerated in this act, except as otherwise provided, and may perform all other acts necessary or proper, in their discretion, to accomplish the purposes of this act.

Of the members first appointed, one shall be appointed to serve for a term of one year, one for a term of two years, one for a term of three years, and two for a term of four years. Thereafter all members shall be appointed for a term of four years. Any member of the board of directors may be removed from office at any time, with or without cause, by the board of supervisors, a majority of the entire membership concurring. All vacancies in the membership of the board of directors shall be immediately filled by appointment by the board of supervisors for the unexpired portion of the term in which they occur.

The board of directors may adopt and enforce reasonable rules and regulations for the administration and government of the district and to facilitate the exercise of its powers and duties herein set forth and may employ and fix the compensation of all necessary agents and employees to look after the performance of any work or improvement provided in this act. Each member of the board of directors shall serve without compensation, but shall be allowed his actual, necessary, and reasonable expenses incurred in carrying out his duties under this act. The directors shall elect a chairman, who shall preside at all meetings of the board and in case of his absence or inability to act, the members present must, by an order entered in their minutes, select one of their number to act as chairman temporarily. Any member of the board may administer oaths, when necessary in the performance of his official duties. A majority of the members of the board shall constitute a quorum for the transaction of business, and no act of the board shall be valid or binding unless a majority of all members present concur therein.

Until the first board of directors are appointed pursuant to this section, the Board of Supervisors of Yolo County shall act, ex officio, as board of directors of the district and shall have and exercise all the powers and duties herein prescribed for that board. Each member of the board of supervisors shall serve without additional compensation for acting as member of the board of the district, but shall be allowed his actual, necessary and reasonable traveling expenses incurred in carrying out his duties in such capacity.]

The board shall have the power, in addition to the powers enumerated elsewhere in this act, to levy and collect a ground water charge for the production of water from the ground water supplies within a zone or zones of the district, as established pursuant to Section 3.6 of this act, which will benefit from the recharge of underground water supplies or the distribution of imported water in such zone or zones.

SEC. 5. Section 4.1 is added to said act, to read:

Sec. 4.1. As used in connection with the ground water charge, the following words shall mean:

"Person" or "operator" means public agencies, federal, state, and local, private corporations, firms, partnerships, individuals or groups of individuals, whether legally organized or not; "owner" or "operator" also means the person to whom a water-producing facility is assessed by the county assessor, or, if not separately assessed, the person who owns the land upon which a water-producing facility is located.

"Ground water" means all water beneath the earth's surface, but does not include water which is produced with oil in the production of oil and gas, or in a bona fide mining operation, or during construction operations.

"Production" or "producing" means the act of extracting ground water by pumping or otherwise.

"Water-producing facility" means any device or method, mechanical or otherwise, for the production of water from the ground water supplies within the district or a zone thereof.

"Water year" means April 1 of one calendar year to March 31 of the following calendar year.

"Agricultural water" means water first used on lands in the production of plant crops or livestock for market.

SEC. 6. Section 4.2 is added to said act, to read:

Sec. 4.2. Prior to the establishment of any ground water charge, the board shall adopt a resolution stating its intention to do so, describing the zone or zones of the district in which it is proposed that such charges be levied, and requiring the registration of all water producing facilities located within such zone or zones as provided in Section 4.4 of this act. Said resolution shall be published once a week for three successive weeks in a newspaper of general circulation published in the district.

SEC. 7. Section 4.3 is added to said act, to read:

Sec. 4.3. Ground water charges levied pursuant to this act are declared to be in furtherance of district activities in the protection and augmentation of the water supplies for users within a zone or zones of the district which are necessary for the public health, welfare and safety of the people of this State. The ground water charges are authorized to be levied upon the production of ground water from all water-producing facilities, whether public or private, within said zone or zones of the district for the benefit of all who rely directly or indirectly upon the ground water supplies of such zone or zones and water imported into such zone or zones.

The proceeds of ground water charges levied and collected upon the production of water from ground water supplies within such zone or zones of the district are authorized and shall be used exclusively by the board for the following purposes:

(a) To pay the costs of constructing, maintaining and operating facilities which will import water into the district which will benefit such zone or zones, including payments made under any contract between the district and the State of California, the United States of America, or any public, private or municipal utility.

(b) To pay the costs of purchasing water for importation into such zone or zones, including payments made under contract to the State of California, the United States of America, or any public, private, or municipal utility.

(c) To pay the costs of constructing, maintaining, and operating facilities which will conserve water for distribution, or which will distribute water within such zone or zones, including facilities for surface storage, ground water recharge, surface distribution, drainage of waste or return flow from such water, and the purification and treatment of such water.

(d) To pay the principal or interest of any bonded indebtedness or other obligations incurred by the district on behalf of such zone or zones for any of the purposes set forth in subdivisions (a), (b), and (c) of this section.

The district may apply to any one or more of the purposes set forth in subdivisions (a), (b), (c), and (d) of this section any or all revenues received by the district from the furnishing, selling, or leasing of any water, service or facilities pursuant to this act.

SEC. 8. Section 4.4 is added to said act, to read:

Sec. 4.4. Within six months after the last date of publication of the notice provided for in Section 4.2 of this act, all water-producing facilities located within the boundaries of such zone or zones shall be registered with the district, and, if required by the board, measured with a water-measuring device satisfactory to the district by the operator thereof. Any new water-producing facility, constructed or re-established after such date, shall be registered with the district, and, if required by the board, measured with a water-measuring device satisfactory to the district within 30 days after the completion or re-establishment thereof.

Failure to register any water-producing facility, or provide a water-measurement device if required by the board, as provided by this act, is a misdemeanor punishable by a fine of not to exceed five hundred dollars (\$500), or imprisonment in the county jail for not to exceed six months, or by both such fine and imprisonment.

In addition to other information which the district may determine is necessary and may require in the registration form provided, there shall also be given information as to the owner or owners of the land upon which each water-producing facility is located, a general description and location of each water-producing facility, the name and address of the person charged with the operation of each water-producing facility, and the name or names and addresses of all persons owning or claiming to own an interest in the water-producing facility.

SEC. 9. Section 4.5 is added to said act, to read:

Sec. 4.5. After adoption of the resolution provided for in Section 4.2 of this act, the district engineer shall annually prepare an investigation and report upon ground water conditions of the district and the zones thereof. The investigation and report shall include, among other information which the district may desire, such information and recommendations on ground water conditions and the availability of surface and ground water in the district as will assist the board in providing for the most beneficial conjunctive operation of surface and ground water supplies

of the district and in determining whether a ground water charge or charges shall be levied and what such charges shall be during the ensuing water year.

SEC. 10. Section 4.6 is added to said act, to read:

Sec. 4.6. On the second Monday in December of each year the engineering investigation and report shall be delivered to the clerk of the district board in writing. Said clerk shall publish, pursuant to Section 6061 of the Government Code, a notice of the receipt of such report and of the public hearing to be held on the second Monday of January in a newspaper of general circulation printed and published within the district, at least 10 days prior to the date at which the public hearing regarding said engineering investigation and report shall be held. Said notice, among other information which the district may provide therein, shall contain an invitation to all operators of water-producing facilities within the district to call at the offices of the district to examine said engineering investigation and report.

There shall be held by the board on the second Monday of January of each year, in the chambers of the board, a public hearing at which time any operator of a water-producing facility within the district, or any person interested in the condition of the ground water supplies or the surface water supplies of the district, may in person, or by representative, appear and submit evidence concerning the ground water conditions and the surface water supplies of the district. Appearances also may be made supporting or protesting said written engineering investigation and report.

SEC. 11. Section 4.7 is added to said act, to read:

Sec. 4.7. Within five weeks from the close of said hearing, the board shall determine whether or not, in the interests of the most beneficial conjunctive operation of the ground water and surface water supplies of the district, a ground water charge or charges should be levied in any zone or zones. If the board determines that a ground water charge or charges should be levied, it shall levy, assess, and affix such charge or charges against all persons operating ground water-producing facilities within such zone or zones during the ensuing water year. The charge shall be computed at a fixed and uniform rate per acre-foot for agricultural water, and at a fixed and uniform rate per acre-foot for all water other than agricultural water. Different rates may be established in different zones; provided, however, that in each zone the rate for agricultural water shall be fixed and uniform and the rate for water other than agricultural water shall be fixed and uniform.

Any ground water charge levied pursuant to this section shall be in addition to any general tax or assessment levied within the district or any zone or zones thereof.

Clerical errors occurring or appearing in the name of any person or in the description of the water-producing facility where the production of water therefrom is otherwise properly charged, or in the making or extension of any charge upon the records, which do not affect the substantial rights of the assessee or assesses, shall not invalidate the ground water charge.

SEC. 12. Section 4.8 is added to said act, to read:

Sec. 4.8. The district, after the levying of the ground water charge, shall give notice thereof to each operator of each water-producing facility in the zone or zones as disclosed by the records of said district, which notice shall state the rate for each class of water of the ground water charge for each acre-foot of water to be produced during the ensuing water year. Said notice may be sent by postal card or by other first-class mail and with postage prepaid by the district.

SEC. 13. Section 4.9 is added to said act, to read:

Sec. 4.9. After the publication of the resolution provided for in Section 4.2 of this act, each operator of a water-producing facility within the zone or zones described in such resolution, until such time as said water-producing facility has been permanently abandoned, shall file with the district, on or before the 31st day of October and on or before the 30th day of April in each year, a statement setting forth the total production in acre-feet of water for the preceding six-months period (excluding the month in which the statement is due), a general description or number locating each water-producing facility and the method or basis of the computation of such water production. If no water has been produced from said water-producing facility during the preceding six-months period, said statements shall be filed as provided for herein, setting forth that no water has been produced during said period. Said statement shall be verified by a written declaration that it is made under the penalty of perjury. The ground water charge is payable to the district on or before the last date upon which the water production statements shall be filed, and is computed by multiplying the production in acre-feet of water for each classification as disclosed in the statement by the ground water charge for each classification of water. At such time as any said water-producing facility has been permanently abandoned, the operator thereof shall give written notice of such abandonment to the district. If any operator of a water-producing facility shall fail to pay the ground water charge when due, the district shall charge interest at the rate of one percent (1%) each month on the delinquent amount of the ground water charge.

Should any operator of a water-producing facility fail to register each water-producing facility or fail to file the water production statements as required by this act, the district shall, in addition to charging interest as provided herein, assess a

penalty charge against such operator in an amount of ten percent (10%) of the amount found by said district to be due.

The board may, at the time of fixing the ground water charge, provide by resolution that the operator of any water-producing facility having a discharge opening not greater than a size specified by the board and which does not provide water for an area in excess of five acres, may pay a charge fixed by the board or pay no charge for each such water-producing facility, in lieu of filing a sworn statement as to the production of ground water.

SEC. 14. Section 4.10 is added to said act, to read:

Sec. 4.10. Upon good cause shown, an amended statement of water production may be filed or a correction of the records may be made at any time prior to the final date for filing the next semiannual water production statement.

SEC. 15. Section 4.11 is added to said act, to read:

Sec. 4.11. The district shall prepare each year a record called "The Record of Water Production and Ground Water Charges" in which shall be entered a general description of the property upon which each water-producing facility is located, an identifying number or code which is assigned to such facility, the annual water production for each class of water produced from each water-producing facility, and the ground water charge for each class of water.

SEC. 16. Section 4.12 is added to said act, to read:

Sec. 4.12. The superior court of the county in which the district lies may issue a temporary restraining order upon the filing by the district with said court of a petition or complaint setting forth that the person named therein as defendant is the operator of a water-producing facility which has not been registered with the district, or that such defendant has not provided a water measuring device as required by the board, or that such defendant is delinquent in the payment of a ground water charge. Such temporary restraining order shall be returnable to said court on or before 10 days after its issuance.

The court may issue and grant an injunction restraining and prohibiting the named defendant from the operation of any water-producing facility when it is established at the hearing that the defendant has failed to register such water-producing facility with the district, or that such defendant has not provided a water measuring device as required by the board, or that the defendant is delinquent in payment of ground water charges thereon. Such court may provide that the injunction so made and issued shall be stayed for a period not to exceed 10 days to permit the defendant to register the water-producing facility, to provide the required water measuring device, or to pay the delinquent ground water charge.

Service of process is completed by posting a copy of the summons and complaint upon the water-producing facility or the parcel of land upon which it is located and by personal service upon the named defendant.

The right to proceed for injunctive relief granted herein is an additional right to those which may be provided elsewhere in this act or otherwise allowed by law. The procedure provided in Chapter 3 (commencing with Section 525), Title 7, Part 2 of the Code of Civil Procedure, regarding injunctions shall be followed except insofar as it may herein be otherwise provided. The district shall not be required to provide an undertaking or bond as a condition to granting injunctive relief.

SEC. 17. Section 4.13 is added to said act, to read:

Sec. 4.13. If the district has probable cause to believe that the production of water from any water-producing facility is in excess of that disclosed by the sworn statements covering such water-producing facility, or if no statements are filed covering any water-producing facility, the district may cause an investigation and report to be made concerning the production of water from each such water-producing facility. The district may fix the amount of water production from any such water-producing facility at an amount not to exceed the maximum production capacity of such water-producing facility; provided, however, where a water-measuring device is permanently attached thereto, the record of production, as disclosed by such water-measuring device, shall be presumed to be accurate and the burden is upon the district to establish to the contrary.

After such determination has been made by the district, a written notice thereof shall be mailed to the person operating such water-producing facility at his address as shown by the district's records. Any such determination made by the district shall be conclusive on all persons having an interest in such water-producing facility, and the ground water charge, interest and penalties thereon, shall be paid forthwith, unless such person files with the board within 10 days after the mailing of such notice, a written protest setting forth the ground or grounds for protesting the amount of production so fixed. Upon the filing of such protest, the board thereafter shall hold a hearing at which time the total amount of the water production and the ground water charge thereon shall be determined, which shall be conclusive if based upon substantial evidence. A notice of such hearing shall be mailed to the protestant at least 10 days before the date fixed for the hearing. Notice of the determination by the board shall be mailed to each protestant, who shall have 20 days from the date of mailing to pay the ground water charge, interest or penalties provided by the provisions of this act.

Notice as required in this section shall be given by deposit thereof in any postal facility regularly maintained by the government of the United States in a sealed envelope with postage paid, addressed to the person on whom it is served at his name and address as disclosed by the records of the district. The service is complete at the time of deposit.

SEC. 18. Section 4.14 is added to said act, to read:

Sec. 4.14. The district may bring a suit in the court having jurisdiction against any operator of a water-producing facility within the district for the collection of any delinquent ground water charge. The court having jurisdiction of said suit, may, in addition to allowing recovery of costs to said district as allowed by law, fix and allow as part of the judgment interest and penalties as provided in Section 4.9. Should the district, as a provisional remedy in bringing such suit, seek an attachment against the property of any named defendant therein, the district shall not be required to provide a bond or undertaking as is otherwise provided for in Chapter 4 (commencing with Section 537), Title 7, Part 2 of the Code of Civil Procedure.

SEC. 19. Section 4.15 is added to said act, to read:

Sec. 4.15. It shall be unlawful to produce water from any water-producing facility required to be registered pursuant to the terms of this act unless such water-producing facility has been registered with the district within the time required by the provisions of this act and, if required by the board, has a water-measuring device affixed capable of registering the accumulated amount of water produced therefrom.

This section is not applicable to operators of water-producing facilities having a discharge opening not greater than the size specified by the board under Section 4.9 of this act, and which do not provide water for an area in excess of five acres.

Violation of this provision shall be punishable by a fine not to exceed five hundred dollars (\$500), or imprisonment in the county jail for not to exceed six months, or by both such fine and imprisonment. Each day of operation in violation hereof shall constitute a separate offense.

SEC. 20. Section 4.16 is added to said act, to read:

Sec. 4.16. Any person who injures, alters, removes, resets, adjusts, manipulates, obstructs or in any manner interferes or tampers with or procures or causes or directs any person to injure, alter, remove, reset, adjust, manipulate, obstruct or in any manner interfere or tamper with any water-measuring device affixed to any water-producing facility as required by this act, so as to cause said water-measuring device to improperly or inaccurately measure and record said water production, or any person who with intent to evade any provision or requirement of this act files with the district any false or fraudulent water production statement is guilty of a misdemeanor and is punishable by a fine not to exceed five hundred dollars (\$500), or imprisonment in the county jail not to exceed six months, or by both such fine and imprisonment.

SEC. 21. Section 5 of said act is amended to read:

Sec. 5. *There is a district board of directors of five members appointed by the board of supervisors of Yolo County which shall exercise the powers of the district enumerated in this act, except as otherwise provided, and may perform all other acts necessary or proper, in their discretion, to accomplish the purposes of this act. Said directors shall be residents of the district.*

Of the members first appointed, one shall be appointed to serve for a term of one year, one for a term of two years, one for a term of three years, and two for a term of four years. Thereafter all members shall be appointed for a term of four years. Any member of the board of directors may be removed from office at any time, with or without cause, by the board of supervisors, a majority of the entire membership concurring. All vacancies in the membership of the board of directors shall be immediately filled by appointment by the board of supervisors for the unexpired portion of the term in which they occur.

The board of directors may adopt and enforce reasonable rules and regulations for the administration and government of the district and to facilitate the exercise of its powers and duties herein set forth and may employ and fix the compensation of all necessary agents and employees to look after the performance of any work or improvement provided in this act. Each member of the board of directors shall serve without compensation, but shall be allowed his actual, necessary, and reasonable expenses incurred in carrying out his duties under this act. The directors shall elect a chairman, who shall preside at all meetings of the board and in case of his absence or inability to act, the members present must, by an order entered in their minutes, select one of their number to act as chairman temporarily. Any member of the board may administer oaths, when necessary in the performance of his official duties. A majority of the members of the board shall constitute a quorum for the transaction of business, and no act of the board shall be valid or binding unless a majority of all members present concur therein.

No director of the district shall in any manner be interested, directly or indirectly, in any contract awarded or to be awarded by the board, or in the profits to be derived therefrom; and for any violation of this provision, such person shall be guilty of a misdemeanor, and upon conviction thereof shall forfeit his office. This

section shall not be construed to apply to any contract made with a corporation for its general benefit where such a director is a minority stockholder therein.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 49—An act to amend Section 629 of the Code of Civil Procedure, relating to motion for directed verdict as a condition of judgment notwithstanding verdict.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 9, of the printed bill, after "own motion", insert ", after five days' notice,".

Amendment No. 2

On page 1, lines 13 and 14, strike out "whether or not such a motion was made", and insert "had a previous motion been made".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 73—An act to amend Section 987a of the Penal Code, relating to compensation of appointed counsel.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 118—An act to establish a Commercial Code, thereby consolidating and revising the law relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents; to make uniform the law with respect thereto; amending various sections of the Civil Code, Code of Civil Procedure, Corporations Code, Financial Code, and Vehicle Code, to make them consistent therewith; adding Chapter 12.5 (commencing with Section 560) to Title 13 of Part 1 of the Penal Code, relating to crimes involving bailments; and repealing legislation inconsistent therewith.

Bill read second time:

Motion to Re-refer Senate Bill No. 118

Senator Miller moved that Senate Bill No. 118 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 132—An act to amend Sections 17151, 17155 and 17709 of the Vehicle Code, relating to liability arising from the operation of motor vehicles.

Bill read second time, ordered engrossed, and to third reading.

Senate Concurrent Resolution No. 16—Relative to the establishment of a branch office by the Department of Water Resources.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 19 of the printed bill, after "Fresno;," insert "and"

WHEREAS, The Legislature is very concerned with the welfare of the state employees who will be affected by changes in the organization of the Department of Water Resources and wishes to assure that good personnel practices are followed in any action taken to supplement changes in organization;,"

Amendment No. 2

After line 25, insert

"Resolved, That the Director of Water Resources be requested to assure, in cooperation with the State Personnel Board, that proper personnel practices are followed in implementing this organizational change by taking at least the following actions: (a) informing all employees of any projected changes in organizational structure and specifically informing any employees who will be required to change their residence or headquarters at least 60 days in advance of date of such a change, (b) providing the opportunity to transfer to another activity of the Department of Water Resources or to another function of state government to any affected employee desiring such a transfer, and (c) providing to any employee required to change his residence sufficient time to sell his residence and make other necessary personal changes prior to transferring the employee; and be it further".

Amendment No. 3

In line 27, delete "and"; insert a comma after the word "Governor"; and in line 28, after "Resources"; insert "and the President of the State Personnel Board".

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 15—An act to add Division 20 (commencing with Section 71000) to the Water Code, thereby revising and consolidating the law relating to municipal water districts, including provisions for the supervision, regulation, and conduct of such districts, and to repeal the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911).

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources.

Amendment No. 1

On page 5, line 14, of the printed bill, strike out the second comma.

Amendment No. 2

On page 5, line 43, strike out "The", and insert "If the".

Amendment No. 3

On page 6, line 2, strike out "to be".

Amendment No. 4

On page 7, line 11, strike out "The", and insert "If the".

Amendment No. 5

On page 9, line 5, strike out "district", and insert "division".

Amendment No. 6

On page 9, line 15, strike out "divisions", and insert "division".

Amendment No. 7

On page 12, line 2, strike out "prescribed", and insert "prescribe".

Amendment No. 8

On page 15, line 37, strike out "return", and insert "returns".

Amendment No. 9

On page 21, line 17, after "part", insert "of".

Amendment No. 10

On page 22, line 49, after "rights", insert "therefor".

Amendment No. 11

On page 35, line 35, after "district", insert a comma.

Amendment No. 12

On page 35, line 37, after "trict", insert comma.

Amendment No. 13

On page 43, line 3, strike out "The", and insert "If the".

Amendment No. 14

On page 44, line 2, strike out "test", and insert "text".

Amendment No. 15

On page 63, line 28, strike out "by".

Amendment No. 16

On page 66, line 11, strike out the second "the".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 5—An act to amend Section 262 of, and to add Section 260.5 to, the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Assembly February 18, 1963, strike out ", and to add Section 260.5 to,".

Amendment No. 2

On page 1, strike out lines 13 to 15, inclusive; and on page 2, strike out lines 1 to 4, inclusive.

Amendment No. 3

On page 2, line 5, strike out "3", and insert "2".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 86—An act to amend Section 24100 of the Water Code, relating to irrigation districts.

Bill read second time, and ordered to Consent Calendar.

Senator Miller Presiding

At 3:38 p.m., Senator George Miller, Jr., of the Seventeenth Senatorial District, presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 253—An act to amend Section 12880 of the Water Code, relating to state financial assistance for local water projects, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—Senator Bradley—1.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—Senator Bradley—1.

Bill ordered transmitted to the Assembly.

President of the Senate Presiding

At 3.48 p.m., Hon. Glenn M. Anderson, President of the Senate, presiding.

Senate Bill No. 6—An act authorizing the Division of Beaches and Parks to exchange property belonging to the State for other property in the County of San Luis Obispo.

Motion to Re-refer Senate Bill No. 6

Senator Miller moved that Senate Bill No. 6 be re-referred to Committee on Finance.

Motion carried.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 58—An act to amend Sections 19593, 20804.3, and 21701.5 of the Education Code, and Section 23313 of the Elections Code, relating to school district elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 167—An act to amend Section 8410 of, and to add Section 8475 to, the Elections Code, relating to county central committees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

By Senator McCarthy:

Senate Resolution No. 69

Relative to the creation of the Senate Committee on Interstate Co-operation

Resolved by the Senate of the State of California, as follows:

1. The Senate Committee on Interstate Co-operation is hereby created and authorized and directed to ascertain, study and analyze all the facts relating to co-operation between this State and the other states, and with the federal government, and to make recommendations thereon for appropriate legislation.

2. The committee shall consist of the seven persons specified by subdivision (a) of Section 8004 of the Government Code who are members of the committee created by Section 8000 of the Government Code, and augmented, as to membership by said Section 8004 as they are appointed from time to time and shall have the same chairman.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1965 Regular Session, with authority to file its final report not later than the last day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created. The committee and any subcommittee thereof when thereunto authorized by the committee may meet and act without as well as within the State of California, and it is hereby authorized to leave the State of California in the performance of its duties.

(c) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of twenty-five thousand dollars (\$25,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its seven members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way and Williams—37.

NOES—None.

THIRD READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 19—Relative to Edwards Air Force Base.

Resolution read, and presented by Senator Rees.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 848: By Senator Backstrand—An act to amend Sections 12.3 and 16.3 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), and to amend Section 71752 of, and to add Article 3 (commencing with Section 71936) to Chapter 4 of Part 7 of Division 20 of, the Water Code as proposed by Senate Bill No. 15, relating to municipal water districts.

Referred to Committee on Local Government.

Senate Bill No. 849: By Senator Cobey—An act to amend Section 2137.1 of the Business and Professions Code, relating to the practice of medicine.

Referred to Committee on Business and Professions.

Senate Bill No. 850: By Senator O'Sullivan—An act to amend Section 575 of the Code of Civil Procedure, relating to pretrial conferences.

Referred to Committee on Judiciary.

Senate Bill No. 851: By Senator Stiern—An act to amend Sections 31202 and 31214.1, of the Education Code, relating to the State Competitive Scholarship Program.

Referred to Committee on Education.

Senate Bill No. 852: By Senators Quick, Begovich, Regan, and Williams—An act to add Section 139.5 to the Civil Code, relating to support of children.

Referred to Committee on Judiciary.

Senate Bill No. 853: By Senator Rees—An act to amend Sections 58902, 58904, and 58905 of the Government Code, relating to notice of formation or change in boundaries of districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 854: By Senator Rees—An act to add Article 6 (commencing with Section 53520) to Chapter 3, Part 1, Division 2, Title 5 of the Government Code, relating to notice by mail of hearings

of local agencies, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 855: By Senator Rees—An act to add Section 349.3 to the Code of Civil Procedure, relating to the time of commencing actions, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Senate Bill No. 856: By Senator Rees—An act to repeal Chapter 2 (commencing with Section 65062) of, and to add Chapter 2 (commencing with Section 65060) to, Title 7 of the Government Code, relating to regional planning districts.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 857: By Senator Farr (Coauthor: Assemblyman Casey)—An act to add Article 8 (commencing with Section 13575) to Chapter 2 of Division 10 of the Education Code, relating to school teachers, and making an appropriation therefor.

Referred to Committee on Education.

Senate Bill No. 858: By Senator Gibson—An act to add Section 9107 to the Vehicle Code, relating to privately owned transit vehicles.

Referred to Committee on Transportation.

Senate Bill No. 859: By Senator Gibson—An act to amend Sections 18602, 18606, 18654, 18670, 18672, 18673, 18674, 18675, 18676, 18677, 18678, 18679, 18690, 18710, 18711, 18712, 18713, 18714, 18731, 18732, 18733, 18734, 18742, 18747, 18748, 18748.5, 18750, 18751, 18760, 18761, 18762, 18780, and 18783 of, to add Section 18607 to, and to add Article 7.5 (commencing with Section 18755) to Chapter 2, Division 8 of, the Business and Professions Code, and to amend Sections 337b, 337c, 337d and 337e of the Penal Code, relating to boxing and wrestling.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 860: By Senator Murdy—An act to add Article 1.5 (commencing with Section 35415) to Chapter 2 of Part 5 of Division 13 of, and to add Sections 35479, 35480 and 35481 to, the Water Code, relating to California Water Districts.

Referred to Committee on Water Resources.

Senate Bill No. 861: By Senator Nisbet—An act to add Chapter 6.5 (commencing with Section 54750) to Part 1, Division 2, Title 5 of the Government Code, relating to annexations of territory to local agencies.

Referred to Committee on Local Government.

Senate Bill No. 362: By Senator Weingand—An act to amend Sections 29, 30, 84 and 200 of the Solvang Municipal Improvement District Act (Chapter 1635 of the Statutes of 1951), relating to the Solvang Municipal Improvement District.

Referred to Committee on Local Government.

Senate Bill No. 863: By Senator Bradley—An act to amend Sections 5, 26.4, 26.7, 26.9, 26.15 and 32 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405 of the Statutes of 1951), relating to flood control and water conservation in Santa Clara County.

Referred to Committee on Local Government.

Senate Bill No. 864: By Senator Bradley—An act to add Sections 19.1, 19.2, 19.3, 19.4, 19.5, 19.6, 19.7, 19.8, 19.9, 19.10, 19.11, 19.12, 19.13, 19.14 and 19.15 to the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to ground water extraction charges.

Referred to Committee on Local Government.

Senate Bill No. 865: By Senator Bradley—An act to amend Sections 35721, 35820, and 35829 of the Government Code, relating to the consolidation of cities.

Referred to Committee on Local Government.

Senate Bill No. 866: By Senator Bradley—An act to amend Section 1420 of the Labor Code, relating to unlawful employment practice.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 867: By Senator Bradley—An act to amend Sections 50014, 50160, 50170, 50700, 50701, 50703, 50704, 50758, 50803, 50812 and 50932 of, and to add Sections 50015 and 50016 to, the Water Code, relating to reclamation districts.

Referred to Committee on Local Government.

Senate Bill No. 868: By Senator Bradley—An act to amend Section 25450.5 of the Government Code, relating to county property.

Referred to Committee on Local Government.

Senate Bill No. 869: By Senator Bradley—An act to add Section 37902.1 to the Government Code, relating to public works.

Referred to Committee on Local Government.

Senate Bill No. 870: By Senator Bradley—An act to add Section 30066 to the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Senate Bill No. 871: By Senator Bradley—An act to amend Sections 35121.1 and 35313.2 of the Government Code, relating to annexation of territory by cities.

Referred to Committee on Local Government.

Senate Bill No. 872: By Senator Bradley—An act to amend Section 34311 of the Government Code, relating to cities.

Referred to Committee on Local Government.

Senate Bill No. 873: By Senator Bradley—An act authorizing grantees of lands conveyed by the State pursuant to Chapter 1885 of the Statutes of 1959 to bring suit against the State to quiet title to the lands so conveyed or to obtain declaratory relief.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 874: By Senator Collier—An act to add Article 2.1 (commencing with Section 2361) to Chapter 1 of Part 6 of Division 2 of the Insurance Code, relating to regulation of title insurers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 875: By Senator Geddes—An act making an appropriation for the repair of storm damage to county roads and bridges in the County of Napa.

Referred to Committee on Transportation.

Senate Bill No. 876: By Senators Dolwig, Teale, Sturgeon, Sedgwick, McAtter, Murdy, Holmdahl, McCarthy, Quick, and Rees—An act to add Article 8.7 (commencing with Section 421), Chapter 2, Part 1, Division 1 of the Health and Safety Code, relating to respiratory diseases and conditions, and making an appropriation.

Referred to Committee on Public Health and Safety.

Senate Bill No. 877: By Senator Short—An act to amend Section 4850 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Constitutional Amendment No. 12: By Senator Rattigan—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 11 of Article XI, relating to regulations adopted by counties and cities.

Referred to Committee on Local Government.

ADJOURNMENT

At 4.14 p.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 3 p.m., Wednesday, March 6, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-SIXTH LEGISLATIVE DAY

FORTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, March 6, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Quorum present.

PRAYER

By invitation of the president, prayer was offered by Monsignor Raymond Renwald, Pastor of the Cathedral of the Blessed Sacrament:

O Almighty and Eternal God, Who rules from end to end mightily and governs all things sweetly, send forth Thy Holy Spirit upon these lawgivers. Inspire them to frame wise and just statutes. May the present peace and prosperity that they bring about enable citizens to more easily obtain the eternal happiness for which Thou hast destined them through Christ Our Lord. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gil Rollins and the following students of Clarksburg Union Elementary School of Yolo County: Craig Ray Anderson, Larry Roger Anderson, Josephine Barajas, Clair Barrymore, Jeff Bogle, Bobbie Sue Campbell, Elana Casey, Esther Castillo, Mike Clark, Lupe Cortez, Alfred Dabalos, Pat Davis, Ronnie Dillman, Robert Evingham, Shauna Fiscus, Patsy Grundvig, Peter Heringer, Ralph Heringer, Mark Hudson, Jim Kai, Peter Kay, Alice Kirtlan, Marilyn Krieger, Jim Lemley, Nico Lopez,

Joe Loza, DeeWayne Martin, Jesse Martinez. Thomas McDonald, Wayne Miyao, Marjorie Nolan, Richard Perez, Pat Pilz, Steve Robinson, Garry Seebeck, Ellen Waters, Cindy Webber, and Lorna Wright.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Crittenden School of Mountain View: *Teachers*—Mrs. Fred Gardiol, Miss Diana McKinney, Mrs. Dorothy Kunselman, Mr. Ralph Grebmeier, and Mr. Romaine Coy. *Parents*—Mrs. MaryJane O'Brien, Mrs. Victoria Tanori, Mrs. Ted Behr, William W. Johnson, Mrs. Jane T. Hall, Mrs. Martha Dafis, Mrs. Norma Caudill, Mrs. J. Durbin, Mrs. John Hogerheiden, and Mrs. Dorothy Vipham. *Students*—Michael Tanori, Kenneth Blois, Phyllis Behr, Maria Bettencourt, Christopher Chiasson, Guevara Delia, Nellie Randon, Jan Johnson, Fred Kirouac, Delia Lilja, Brenda McCully, Patricia Ploma, Margaret Torres, Steve O'Brien, Craig Walsh, Diana Kennedy, Sharon Smith, Catherine McNutt, Linda Newcomb, Andrew Horiuchi, Alberta Mankin, Tim Bailey, Teresa Lira, Martin Hall, Raymond Malave, Greg Kudo, Margaret Villa, David Diaz, Kenneth Malanchuk, Adele Goldberg, Katherine Boos, Paul DeVicau, Belen Martinez, Rachel Gonzales, Ernest Banuelos, Albert Martin, David Semintal, Daryl Vowell, Susan Pacey, Concha Guzman, Brian Willes, John Martinez, Clifford Vogt, Mary Casey, Arthur Chaboude, Stephen Clave, Susan Davis, Dean Granholm, Crystal Handa, Robert Hawes, Carol Johnson, Diane Mahan, Mike Mears, Mary Mixon, David Montalvo, Shiella Moore, Diana Paterson, Bruce Rummel, Karyne Sawicki, Alan Scialabba, Eddy Shaffer, Chuck Shawver, Linda Sidley, Neal Stanley, Stephany Hudkins, Rebecca Adams, Hank Barr, Norma Caudell, Judy Eckhardt, Sandra Durbin, Bruce Fernandez, Anna Gonzales, Rudy Gonzalez, Bill Hogerheiden, Carol Kothe, Amanda Littrell, Helanine Mariash, Patrick Mateo, Sandra Mills, Misael Miranda, Karen Mote, Gordon Neal, Mary Nunes, Andrew Roxengo, Karen Saul, Brenda Stout, Steven Szczerba, and Richard Vipham.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Carl R. Peterson of Turlock. Mr. Peterson is Chairman of the Board of Directors of the Security State Bank of Turlock.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. K. Serungard, Mr. James Sehermerhorn, June Sunderland, Dorothy Bonner, and Joan Clay, all of Santa Barbara.

On request of Senator Murdy and Lieutenant Governor Glenn M. Anderson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Richard Wolfe of Seal Beach.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles Ivie of Ventura.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harold Engstrom of Willits; and Mr. Edward J. Bean of Ukiah.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. James Wood, of Atwater, Chairman of Merced County Republican Central Committee; Mrs. Robert Harner, of Atwater; Mrs. Art Staring, Jr., of Merced; Mrs. Ann Gray, of Atwater; Mrs. Carolyn Schulz, of Atwater; Mrs. Ella W. Van, of Atwater; Mrs. J. W. Cardoza, of Atwater; and Mrs. Alice Wayne, of Atwater, all members of Atwater-Winton Republican Women.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert M. Eberhardt, Executive Vice President of the Bank of Stockton.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ralph V. Arnold, President and Chairman of the Board of the First National Bank of Ontario.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Deane Wilson, Marshal, and William Garland, Marshal, both of Oceanside; and Gordon E. McNary, Senior Vice President of the San Diego Trust & Savings Bank.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Carmel Women's Democratic Club: Mrs. Norman Chasnoff, Mrs. Stanley Shloss, Mrs. Paul Low, Mrs. L. T. Alden, Mrs. Jonathan Rigdon, Mrs. R. C. Michelson, Miss Irma Hanson, Miss Lyda Mae Francis, Mrs. John Robotti, Miss Ruth Dodds, and Mrs. Vincent Selbicky.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Hartley G. Weichert of San Jose; Mr. M. E. Cardoza of San Francisco; and Mr. Arthur Stokes of San Jose.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Senator James Cunningham of San Bernardino.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Dauger of Sacramento.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the California Federation of Republican Women of Santa Clara County: From West Valley Republican Women, Fed.: Mesdames Vernon Pearce, Harry Wolter, J. E. Josephson, Robert Dailey, Wm. Chisholm, Robert Davis, Donald Piggott, Florence Dennis, Miss Rose Rispaud, Mesdames Wendell Hammon, Kenneth Sams, John Cox, T. J. Walker, Carl Koch, Arnold Mecer, Raoul Murphy, Betty R. Walley, Alfred D. Killmer, Janet L. Crane, Charles Leete, Miles Hubbard, Edwin Rauh, Gladys Brooks, and Mrs. H. Leigh Cross. From Cupertino Republican Women, Fed.: Mesdames Perry Glover, Noreen Yamaoka, Betty Corless, G. D. Ceuso, Rosalyn Frolich, Sally Krumm, Genevieve Van Doren, Freda Crum, Gertrude Clements, Mary Goldsmith, and Phyllis Lafler. From Sunnyvale Republican Women, Fed.: Mesdames

William Lee, Jerry Wozniak, Helen Fansler, Stuart DeWees, Donn Wadley, J. Edward Kampf, Fred Boomer, Arthur Engvall, Ralph Salyers, Thomas King, Perry Johnston, R. J. Johnston, William Alexander, Raymond Vernon, Robert Goslow, Ward Kline, Marvin Gillson, Millie Freislinger, Earl Smith, Douglas Christenson, George Metteer, Frank Menagh, R. E. Wardell, Robert Harn, Lawrence Hamilton, James Landess, Bert E. Badgerow, Paul Pressnall, Douglas Beck, and Marvin Weir. From Santa Clara Republican Women, Fed.: Mesdames H. Lee Houser, Ann E. Norgrave, Hugh S. Benton, and Fred J. Hannum.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lloyd Johnson, and Dr. and Mrs. Rosenblum.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Southwood School of South San Francisco: Mrs. Nancy Kyner, eighth grade history teacher; and Mr. Leonard Levine, vice principal. *Students*—Irene Gutierrez, Deanna Bearce, Bruce Dahl, Nancy Byron, Michele Abbott, Ann Rabholtz, Mary Seubert, Carole Stuart, April Thenos, Carol Tonegato, Patricia Walters, Judy Welch, Yvette Sallaberry, Cindy Argiris, Melody Atkinson, Rich Bartolotti, Ron Beall, Diane Buchner, Elaine Caranlik, Jackie Conover, Nancy Dalton, Ann Francon, Mary Gomez, John Manlopig, Mary Jo McGaughey, Kate Pierson, Colleen Ramsey, Debra Stevenson, Bruce Tognetti, Rich Venters, Don Wylie, Tim Cargain, Diane Harris, Lee Hiatt, Diane Howard, Patty Kirwin, Walter Papka, Jeanne Wolfe, Peter Drier, Bill Egan, Janet Brauns, David Enberg, Charlotte Herzig, Roger Holmlund, Mike Jones, Laura Lee, Linda Patrini, Suzanne Snyder, Jim Stevens, Ramona Garcia, Pamela Groo, Gary John, Walter Johnston, Kathy Kauf, Valerie Manmini, Joanna Marasco, and Cathy Preston.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and girl scouts of Troop 481 of Redwood City: *Adults*—Mrs. Henry Semeit, Mrs. A. E. Walters, and Robert Cadwalader. *Girls*—Barbara Ninis, Kathy Klar, Sue Cadwalader, Charlotte Richen, Phyllis Baker, Linda Walters, Christine Ostertag, Gail Margaroli, Betty Inouye, Sue Hutton, Cathy Gunderson, and Karin Semeit.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and girl scouts of Troop 503 of Ralston Junior High School of Belmont: Mrs. David, Mrs. Anderson, Mr. and Mrs. Berdall, Mrs. James, Mrs. McMahon, Mrs. Shoemaker, Mr. and Mrs. Landis, Mr. and Mrs. Reitman, Mrs. D. P. David, leader; and Mrs. E. L. Shoemaker, assistant leader. *Girls*—Libby Andersen, Sharon Andersen, Joan Berdall, Kris Boehme, Linda Boyer, Mary Curtis, Janet Dickerson, Karen Fox, Karen James, Risé King, Susan McMahon, Margaret Nelson, Cecelia Pierotti, Larkin Pratt, Helen Reitman, Helena Serpas, Ann Shoemaker, Jerilyn Stone, Cathy Whyman, Christine Wiley, Sherrie Zama, Marguerite Kelvie, Kathy Kemmerly, Lynne Landis, Evelyn Pinkiert, and Paula Singler.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Virginia Burke of Carmel.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Paul Leo, Sunnyvale; Major George Tzantzios, Mountain View; Janet Foster, Mountain View; Senator James Cunningham, Jr., San Bernardino; Colonel and Mrs. Gaetan M. Zucco, San Marino; Colonel Edward Fitzgerald Dibble, Redlands, and Jack Warner, Jr., Los Angeles.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Seffer of San Leandro; Mr. Mike Manfredo of Oakland; Mr. Lloyd Posnecker of Oakland; Georgia Stabler, and Barbara Heigho.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Contra Costa G. R. Committee: Floyd Ries, Assistant to the Superintendent, Columbia-Geneva Steel, Pittsburg; V. A. (Spike) Fink, General Superintendent, Allied Chemical, Port Chicago; Glenn Allen, Industrial Relations Manager, Dow Chemical Company, Pittsburg; S. J. De Simone, W. W. Shepard, R. W. Herbert, and L. P. Robinson, all from du Pont, Antioch; Feltus Wade, Maintenance Superintendent, Ethyl Corporation, Pittsburg; C. P. Wilson, Shell Chemical Co., Pittsburg; Robert Sampson, Fisher Body Division, General Motors; M. F. Ohman, Dow Chemical Co.; W. Paul Stripe, Continental Can Co., Pittsburg; and Franklin Hunsicker, Continental Can Co., Pittsburg.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jay Reed, Mr. Sam Addis, Mr. F. H. Bennett, all of Los Angeles; Mr. Richard E. Jespersen of Canoga Park; Mr. Robert F. Morris of Glendale; Mr. Douglas M. Wood of Burbank; Mr. Cary Marshall of Los Angeles; Mr. Paul E. Putney of Woodland Hills; Mr. Art Seltzer of Covina; Mrs. Lee Norcross of Los Angeles; Mr. and Mrs. Robert Fabian of Pasadena; and Mr. Richard Willits, Long Beach.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Edward T. Martin of Manhattan Beach; Mrs. L. J. Herman of Van Nuys; Mrs. R. Hardman of Sherman Oaks; and Mrs. Luch Adelman of Beverly Hills.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 5, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 23

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By BILL GREENE, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Joint Resolution No. 23—Relative to the use of federal tax revenues on alcohol for State's alcoholic rehabilitation programs.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 6, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 18

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 18—Relative to the Joint Legislative Committee on Legislative Representation.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 6, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 45
Assembly Bill No. 150
Assembly Bill No. 151
Assembly Bill No. 259
Assembly Bill No. 265
Assembly Bill No. 317
Assembly Bill No. 321

Assembly Bill No. 337
Assembly Bill No. 407
Assembly Bill No. 408
Assembly Bill No. 418
Assembly Bill No. 483
Assembly Bill No. 1615

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 45—An act to amend Section 12880 of the Water Code, relating to state financial assistance for local water projects.

Referred to Committee on Water Resources.

Assembly Bill No. 150—An act to repeal Section 2025.01 of, and to add Section 433 to, the Welfare and Institutions Code, relating to inconsequential resources of welfare recipients.

Referred to Committee on Social Welfare.

Assembly Bill No. 151—An act to add Section 2557 to the Welfare and Institutions Code, relating to residence requirements of indigent persons.

Referred to Committee on Social Welfare.

Assembly Bill No. 259—An act to amend Section 682 of the Harbors and Navigation Code, relating to vessels.

Referred to Committee on Public Utilities.

Assembly Bill No. 265—An act to repeal Section 8404 of, and to amend Section 8405 of the Elections Code, relating to county central committees.

Referred to Committee on Elections.

Assembly Bill No. 317—An act to add Section 13444.5 to the Education Code, relating to school district employees.

Referred to Committee on Local Government.

Assembly Bill No. 321—An act to amend Section 464 of the Agricultural Code, relating to serving of milk.

Referred to Committee on Agriculture.

Assembly Bill No. 337—An act to amend Section 4148 of the Agricultural Code, relating to the marketing of dairy products.

Referred to Committee on Agriculture.

Assembly Bill No. 407—An act to add Sections 4191 and 4384.5 to the Agricultural Code, relating to fees.

Referred to Committee on Agriculture.

Assembly Bill No. 408—An act to amend Section 666 of the Agricultural Code, relating to imitation dairy products.

Referred to Committee on Agriculture.

Assembly Bill No. 418—An act to amend Section 12211 of the Business and Professions Code, relating to weight of packaged goods.

Referred to Committee on Business and Professions.

Assembly Bill No. 483—An act to amend Sections 455, 466, 562, 613, and 682 of, and to repeal Section 580 of, the Agricultural Code, relating to dairy products and imitation dairy products.

Referred to Committee on Agriculture.

Assembly Bill No. 1615—An act to add Section 33205 to the Health and Safety Code, relating to redevelopment agencies, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 15—Relative to adoption of the Joint Rules of the Senate and Assembly;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the sixth day of March, 1963, at 9.30 a.m.

BURNS, Chairman

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 30—Relative to proclaiming Easter Seal Month;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the sixth day of March, 1963, at 11 a.m.

BURNS, Chairman

SENATE CHAMBER, March 5, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 73

Senate Bill No. 132

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 49

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 5

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 15

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Agriculture

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 307

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Finance.

O'SULLIVAN, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 255

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 36

Senate Bill No. 148

Assembly Concurrent Resolution No. 33

Has had the same under consideration, and reports the same back with the recommendation: Do pass (Be adopted).

GIBSON, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to third reading.

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Joint Resolution No. 8

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and be adopted, as amended, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 30

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 320

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

CAMERON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 124

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

CAMERON, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Assembly Bill No. 116

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

STURGEON, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 43

Senate Bill No. 89

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 43

Senator Cobey moved that Senate Bill No. 43 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 43—An act to add Part 3 (commencing with Section 900), Part 4 (commencing with Section 940) and Part 5 (commencing with Section 965), to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session,

and to amend Section 439.56 of the Agricultural Code, and to add Section 342 to, and to amend Section 313 of, the Code of Civil Procedure, and to amend Sections 904, 926, 16978, 27591, 27891 and 28381 of the Education Code, and to amend Sections 29700, 29706, 29748, 37201, 39586 and 61628 of, and to repeal Division 3.5 (commencing with Section 600) of Title 1 of, and Section 13920.1 of, the Government Code, and to amend Sections 5905, 6095, 6370, 6960 and 7172 of the Harbors and Navigation Code, and to amend Sections 954, 2320, 2880, 4130, 4185.1, 4665.6, 4817, 5617, 5745, 6096, 6805, 9010, 14163.5, 14363, 14488, 20115, 24232, 24374, 24376.40, 32492, 33340 and 34380 of the Health and Safety Code, and to amend Sections 945 and 1209 of the Military and Veterans Code, and to amend Sections 5553.5, 5784.19, 9420 and 11520 of the Public Resources Code, and to amend Sections 12830, 16682, 22601, 25951 and 29060 of the Public Utilities Code, and to amend Sections 8230, 19190, 25360, 26225, 27190, 31867, 33550 and 35707 of the Streets and Highways Code, and to amend Sections 8991, 22727, 31084, 35752, 44457, 50145, 55720, 56117 and 70200 of the Water Code and to amend Section 3.1 of Chapter 349 of the Statutes of 1873-74, and to amend Section 9.5 of Chapter 63 of the Statutes of 1880, and to amend Section 12.5 of Chapter 158 of the Statutes of 1885, and to amend Section 9 of Chapter 201 of the Statutes of 1895, and to amend Section 49.5 of the Drainage Act of 1903 (Chapter 238, Statutes of 1903), and to amend Section 11 of Chapter 310 of the Statutes of 1905, and to amend Section 46.5 of Chapter 25 of the Statutes of 1907, and to amend Section 19.1 of the Storm Water District Act of 1909 (Chapter 222, Statutes of 1909), and to amend Section 20 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), and to amend Section 8.5 of Chapter 99 of the Statutes of 1913, and to amend Section 8.5 of Chapter 361 of the Statutes of 1915, and to amend Section 34.5 of the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), and to amend Section 6.1 of the Metropolitan Water District Act (Chapter 429, Statutes of 1927), and to amend Section 10.5 of Chapter 641 of the Statutes of 1931, and to amend Section 21.1 of the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931), and to amend Section 135.5 of the California Water Storage and Conservation District Act (Chapter 1253, Statutes of 1941), and to amend Section 15.5 of the County Water Authority Act (Chapter 545, Statutes of 1943), and to amend Section 29 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), and to amend Section 10 of the Amador County Water Agency Act (Chapter 2137, Statutes of 1959), and to amend Section 20.5 of the American River Flood Control District Act (Chapter 808, Statutes of 1927), and to amend Section 75 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146, Statutes of 1959), and to amend Section 30 of the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617, Statutes of 1951), and to amend Section 9.5 of the Contra Costa County Storm Drainage District Act (Chapter 1532, Statutes of 1953), and to amend Section 20 of the Contra Costa County Water Agency Act (Chapter 518, Statutes of 1957), and to amend Section 25 of Chapter 40 of the Statutes of 1962 (1st Ex. Sess.)

(Crestline-Lake Arrowhead Water Agency Act), and to amend Section 31 of the Del Norte County Flood Control District Act (Chapter 166, Statutes of 1955), and to amend Section 41 of the El Dorado County Water Agency Act (Chapter 2139, Statutes of 1959), and to amend Section 53 of the Fairfield-Suisun Sewer District Act (Chapter 303, Statutes of 1951), and to amend Section 11.5 of the Fresno Metropolitan Flood Control Act (Chapter 503, Statutes of 1955), and to amend Section 31 of the Humboldt County Flood Control District Act (Chapter 939, Statutes of 1945), and to amend Section 15 of the Kings River Conservation District Act (Chapter 931, Statutes of 1951), and to amend Section 34 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544, Statutes of 1951), and to amend Section 13 of the Lassen-Modoc County Flood Control and Water Conservation District Act (Chapter 2127, Statutes of 1959), and to amend Section 14½ of the Los Angeles County Flood Control Act (Chapter 755, Statutes of 1915), and to amend Section 4.23 of the Los Angeles Metropolitan Transit Authority Act of 1957 (Chapter 547, Statutes of 1957), and to amend Section 11 of the Lower San Joaquin Levee District Act (Chapter 1075, Statutes of 1955), and to amend Section 29 of the Marin County Flood Control and Water Conservation District Act (Chapter 666, Statutes of 1953), and to amend Section 10 of the Mariposa County Water Agency Act (Chapter 2036, Statutes of 1959), and to amend Section 8 of the Mendocino County Flood Control and Water Conservation District Act (Chapter 995, Statutes of 1949), and to amend Section 24 of the Mojave Water Agency Law (Chapter 2146, Statutes of 1959), and to amend Section 53 of the Montalvo Municipal Improvement District Act (Chapter 549, Statutes of 1955), and to amend Section 30 of the Monterey County Flood Control and Water Conservation District Act (Chapter 699, Statutes of 1947), and to amend Section 15.1 of the Monterey Peninsula Airport District Act (Chapter 52, Statutes of 1941), and to amend Section 8 of the Morrison Creek Flood Control District Act (Chapter 1771, Statutes of 1953), and to amend Section 30 of the Napa County Flood Control and Water Conservation District Act (Chapter 1449, Statutes of 1951), and to amend Section 42 of the Nevada County Water Agency Act (Chapter 2122, Statutes of 1959), and to amend Section 3.1 of the Orange County Flood Control Act (Chapter 723, Statutes of 1927), and to amend Section 20.5 of the Orange County Water District Act (Chapter 924, Statutes of 1933), and to amend Section 29.5 of the Palo Verde Irrigation District Act (Chapter 452, Statutes of 1923), and to amend Section 13 of the Plumas County Flood Control and Water Conservation District Act (Chapter 2114, Statutes of 1959), and to amend Section 15 of the Riverside County Flood Control and Water Conservation District Act (Chapter 1122, Statutes of 1945), and to amend Section 8.1 of the Sacramento County Water Agency Act (Chapter 10, Statutes of 1952 (1st Ex. Sess.)), and to amend Section 34 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), and to amend Section 8 of the San Bernardino County Flood Control Act (Chapter 73, Statutes of 1939), and to amend Section 17.5 of the San Diego County Flood Control District

Act (Chapter 1372, Statutes of 1945), and to amend Section 30 of the San Luis Obispo County Flood Control and Water Conservation District Act (Chapter 1294, Statutes of 1945), and to amend Section 9 of the San Mateo County Flood Control District Act (Chapter 2108, Statutes of 1959), and to amend Section 31 of the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), and to amend Section 8.1 of the Santa Barbara County Water Agency Act (Chapter 1501, Statutes of 1945), and to amend Section 48 of the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289, Statutes of 1955), and to amend Section 30 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), and to amend Section 154 of the Santa Cruz County Flood Control and Water Conservation District Act (Chapter 1489, Statutes of 1955), and to amend Section 13 of the Sierra County Flood Control and Water Conservation District Act (Chapter 2123, Statutes of 1959), and to amend Section 13 of the Siskiyou County Flood Control and Water Conservation District Act (Chapter 2121, Statutes of 1959), and to amend Section 8.1 of the Solano County Flood Control and Water Conservation District Act (Chapter 1656, Statutes of 1951), and to amend Section 53 of the Solvang Municipal Improvement District Act (Chapter 1635, Statutes of 1951), and to amend Section 8 of the Sonoma County Flood Control and Water Conservation District Act (Chapter 994, Statutes of 1949), and to amend Section 10 of the Sutter County Water Agency Act (Chapter 2088, Statutes of 1959), and to amend Section 23 of the Upper Santa Clara Valley Water Agency Law (Chapter 28, Statutes of 1962 (1st Ex. Sess.)), and to amend Section 2.5 of the Vallejo Sanitation and Flood Control District Act (Chapter 17, Statutes of 1952 (1st Ex. Sess.)), and to amend Section 13 of the Ventura County Flood Control Act (Chapter 44, Statutes of 1944 (4th Ex. Sess.)), and to amend Section 8 of the Yolo County Flood Control and Water Conservation District Act (Chapter 1657, Statutes of 1951), and to amend Section 10 of the Yuba County Water Agency Act (Chapter 788, Statutes of 1959), and to amend Section 40 of the Yuba-Bear River Basin Authority Act (Chapter 2131, Statutes of 1959), relating to claims, actions and judgments against public entities and public officers, agents and employees.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 4 of the printed bill, in the last line of the title, strike out "agents and employees", and insert "employees, and servants".

Amendment No. 2

On page 6, line 29, after "Article I", insert "(commencing with Section 1720)".

Amendment No. 3

On page 6, line 30, strike out "(commencing with Section 1720)".

Amendment No. 4

On page 6, line 32, strike out "Division 13 (commencing with Section 11000)", and insert "Part 1 (commencing with Section 11000) of Division 13".

Amendment No. 5

On page 6, line 40, strike out "enactment", and insert "statute or constitutional provision".

Amendment No. 6

On page 6, line 48, strike out "enactment", and insert "statute or constitutional provision".

Amendment No. 7

On page 7, between lines 23 and 24, insert

"(e) The name or names of the public employee or employees causing the injury, damage, or loss, if known."

Amendment No. 8

On page 7, line 24, strike out "(e)", and insert "(f)".

Amendment No. 9

On page 7, line 25, after "claim," insert "including the estimated amount of any prospective injury, damage, or loss, insofar as it may be known at the time of the presentation of the claim,".

Amendment No. 10

On page 7, line 25, strike out "thereof", and insert "of the amount claimed".

Amendment No. 11

On page 8, line 1, after "board", insert "or the person designated by it".

Amendment No. 12

On page 8, line 5, after "board", insert "or such person".

Amendment No. 13

On page 8, line 16, after "defense", insert "as to the sufficiency of the claim".

Amendment No. 14

On page 8, line 16, after "in", strike out "a", and insert "the".

Amendment No. 15

On page 8, line 17, strike out "of the board".

Amendment No. 16

On page 17, between lines 47 and 48, insert

"947.2. (a) At any time after the filing of the complaint in any action described in Section 816 against a public entity, the public entity may file and serve a demand for a written undertaking on the part of each plaintiff as security for all reasonable expenses that may be incurred by the public entity in defending the action, including a reasonable counsel fee to be fixed by the court, if such plaintiff fails to recover judgment in the action. The undertaking shall be in the amount of one hundred dollars (\$100), or such greater amount as the court shall fix upon good cause shown, with at least two sufficient sureties, to be approved by the court. Unless the plaintiff files such an undertaking within 20 days after service of a demand therefor, his action shall be dismissed.

(b) If judgment is rendered for the public entity in any action described in subdivision (a) of this section, the public entity shall be awarded all reasonable expenses that were incurred by it in defending the action, including a reasonable counsel fee to be fixed by the court."

Amendment No. 17

On page 18, strike out line 31; and in line 32, strike out "(a) He", and insert "plaintiff pleads and proves that he".

Amendment No. 18

On page 18, line 37, strike out "; and", and insert a period.

Amendment No. 19

On page 18, strike out lines 38 and 39.

Amendment No. 20

On page 27, line 38, strike out "and employees", and insert ", employees, and servants".

Amendment No. 21

On page 39, line 10, strike out "therein", and insert "thereto".

Amendment No. 22

On page 57, line 36, after "it", strike out the bracket.

Amendment No. 23

On page 57, line 37, before "on", strike out the bracket.

Amendment No. 24

On page 57, line 42, strike out "agents or employees", and insert "employees, or servants".

Amendment No. 25

On page 57, strike out line 49; and on page 58, strike out lines 1 to 8, inclusive, and insert

"SEC. 152. (a) This act applies to all causes of action heretofore or hereafter accruing.

(b) Nothing in this act revives or reinstates any cause of action that, on the effective date of this act, is barred either by failure to comply with any applicable statute, charter or ordinance requiring the presentation of a claim or by failure to commence an action thereon within the period prescribed by an applicable statute of limitations.

(c) Subject to subdivision (b), where a cause of action accrued prior to the effective date of this act and a claim thereon has not been presented prior to the effective date of this act, a claim shall be presented in compliance with this act, and for the purposes of this act such cause of action shall be deemed to have accrued on the effective date of this act.

(d) Subject to subdivision (b), where a cause of action accrued prior to the effective date of this act and a claim thereon was presented prior to the effective date of this act, the provisions of this act so far as applicable shall apply to such claim; and, if such claim has not been acted upon by the board prior to the effective date of this act, such claim shall be deemed to have been presented on the effective date of this act."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 89

Senator Donnelly moved that Senate Bill No. 89 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 89—An act to amend Sections 27324 and 27263 of the Government Code, relating to indexing.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 8, of the printed bill, as amended in Senate February 19, 1963, after the period, insert "A trustee's deed given upon exercise of the power of sale under any deed of trust shall be indexed under the names of the original trustor and the grantee named therein."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 238

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 238

Senator O'Sullivan moved that Senate Bill No. 238 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 238—An act to add Section 596 to the Streets and Highways Code, relating to state highways.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the heading of the printed bill, after "Belotti", insert ", Bagley and Booth".

Amendment No. 2

On page 1, strike out lines 4 to 8, inclusive, and insert

"(a) Route 56 (Sign Route 1) near Dehaven to Route 1 (U.S. 101) near Laytonville via Branscomb.

(b) Route 1 (U.S. 101) near Longvale to Route 7 (U.S. 99W) near Willows via Dos Rios and Covelo.

(c) A point on the route described in subdivision (b) near the eastern boundary of the Mendocino National Forest to Route 7 (U.S. 99W) near Orland."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

RESOLUTIONS

The following resolution was offered:

By Senator Murdy:

Senate Resolution No. 77

Relative to congratulating Goodwill Industries of Orange County

WHEREAS, Goodwill Industries of Orange County has provided outstanding, constructive programs of vocational, social and spiritual rehabilitation which have provided thousands of handicapped persons with the opportunity to become gainfully and usefully employed rather than being recipients of welfare assistance; and

WHEREAS, Goodwill Industries of Orange County is participating in the nationwide observance of the 60th Anniversary of the founding of the Goodwill Industries movement by appropriate ceremonies on March 28, 1963; and

WHEREAS, The dedicated and untiring efforts of the fine leadership of the Goodwill Industries of Orange County have during the 37 years of service to the handicapped of the community produced programs which are financially self-sustaining and which exemplify the free enterprise system at its finest; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate of the State of California congratulates Goodwill Industries of Orange County, Inc., on the occasion of the observance of the 60th Anniversary of the national movement of Goodwill Industries on March 28, 1963; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to the Goodwill Industries of Orange County, Inc.

Resolution read, and unanimously adopted on motion of Senator Murdy.

MOTION TO PRINT

Senator McAteer moved that the following opinion of Legislative Counsel regarding State Park Commission be printed in the Journal.

Motion carried.

OPINION OF LEGISLATIVE COUNSEL

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL

3021 STATE CAPITOL

SACRAMENTO, March 4, 1963

*Hon. J. Eugene McAteer**Senate Chamber*

State Park Commission—No. 10656

DEAR SENATOR MCATEER:

You have asked us to assume that, pursuant to Section 506 of the Public Resources Code, the State Park Commission establishes a general policy for the guidance of the Director of Parks and Recreation and the Chief of the Division of Beaches and Parks in the administration, protection, and development of the state park system which is clear and unambiguous and which the director and the chief understand completely.

Question

Can the Director of Parks and Recreation and the Chief of the Division of Beaches and Parks refuse to follow the policy?

Opinion

While the matter is not free from doubt, we do not think, in view of the legislative history of the bill which imposed the duty upon the commission to establish such general policies, that the director or the chief can refuse to follow such a general policy.

Analysis

Section 506 of the Public Resources Code provides that the State Park Commission "... shall establish general policies for the guidance of the Director of Natural Resources, and the Chief of the Division of Beaches and Parks in the administration, protection, and development of the state park system."

The Division of Beaches and Parks and the duties, powers, purposes, responsibilities and jurisdiction of the Department of Natural Resources and the Director of Natural Resources with regard to the state park system were, however, transferred in 1961 to the Department of Parks and Recreation (see Sec. 501.1, P.R.C., as added by Ch. 2037, Stats. 1961). Any reference to the Director of Natural Resources with regard to the matters transferred to the Department of Parks and Recreation is required "... to be deemed to be a reference to, and to mean the Department of Parks and Recreation." (Sec. 501.1, P.R.C.). The new Department of Parks and Recreation is under the control of an executive officer known as the Director of Parks and Recreation (Sec. 501, P.R.C.).

In view of the changes made in 1961, we would conclude that Section 506 of the Public Resources Code now requires the State Park Commission to establish general policies for the guidance of the Director of Parks and Recreation and the Chief of the Division of Beaches and Parks in the administration, protection, and development of the state park system.

The Legislature has provided that the general policies established by the commission shall be for the "guidance" of the director and the chief. Whether or not the director and chief can refuse to follow such policies would, therefore, appear to depend upon the meaning which is to be attributed to the term "guidance." The term has not been defined by the Legislature. In the absence of such a definition, the words of a statute must be given their ordinarily and commonly understood meaning (*Honnegger v. Reclamation Dist. No. 1619*, 190 Cal. App. 2d 684, 691).

Webster's defines "guidance" to mean: "Act of guiding." (Webster's *New International Dictionary*, 2d Ed.) "The primary signification of the term 'guide' is to conduct, lead, or show the way to; and its secondary meaning is to control, to direct, or regulate; to manage or give direction to. Sometimes, however, it may be used in the sense of advise, negating any implication of pointing out with authority and directing as a superior, and, in this sense has been distinguished from 'direct'" (39 C.J.S. Guide).

The bill that imposed the duty upon the State Park Commission to establish general policies for the guidance of the director and the chief, as originally introduced, would have required that the State Park Commission "... consult with and advise the director and the Chief of the Division of Parks and Recreation in connection with the administration, protection, and development of the state park system." (Sec. 2, A.B. 720, as introduced) The bill, however, was amended on April 24, 1959, to delete this provision and provide instead, as does the present law, that the State Park Commission "... shall establish general policies for the guidance of the ..." director and the chief in the administration, protection, and development of the state park system (Sec. 1, A.B. 720, as amended in Senate, April 24, 1959). We think that it is probable that this change would be construed by the courts to reflect a legislative intent that the policies established by the commission for the guidance of the director and the chief should not be merely advisory, but should *control, direct, and regulate* the actions of the director and the chief.

Thus, while the matter is not free from doubt, we do not think that the Director of Parks and Recreation or the Chief of the Division of Beaches and Parks can refuse to follow a general policy established by the State Park Commission for the guidance of the director and the chief in the administration, protection, and development of the state park system.

Very truly yours,

A. C. MORRISON, Legislative Counsel

By STANLEY M. LOUBIMORE

Deputy Legislative Counsel

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Concurrent Resolution No. 17—Relative to the economic growth of California.

Resolution read, and ordered to third reading.

Senate Bill No. 103—An act to amend Sections 23201, 23207, 23215 and 23216 of, and to add Section 23225 to, the Government Code, relating to alterations of boundaries of counties, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 107—An act to amend Section 13521 of, and to add Section 13521.1 to, the Education Code, relating to school districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 158—An act to amend Section 28117 of the Government Code, relating to salaries of county officers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 294—An act to amend Section 28126 of the Government Code, relating to compensation for public service in counties of the 26th class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 159—An act to amend Sections 73912, 73913, 73914, 73915, 74642, 74643, 74644 and 74644.1 of the Government Code, relating to court attachés.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 2, of the printed bill, strike out "581 610 641 673 707", and insert "\$581 \$610 \$641 \$673 \$707".

Amendment No. 2

On page 3, line 7, strike out "Statutes of 1961, Chapter 1991, Section 1 (adding"; and in line 8, strike out "Section 73915)", and insert "Section 73915, as added by Chapter 1991, Statutes of 1961".

Amendment No. 3

On page 3, line 10, strike out "Statutes of 1961, Chapter"; and in line 11, strike out "1991, Section 1 (adding Section 73915)"; and insert "Section 73915, as added by Chapter 1991, Statutes of 1961".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 4

On page 4, strike out lines 42 through 48, inclusive, and insert

"SEC. 5. Section 74642 of said code is amended to read:

74642. There shall be one clerk, one assistant clerk, *four deputy clerks III, three deputy clerks II, two deputy clerks I and two typist-clerks* [two deputy court clerks, one deputy clerk III, four deputy clerks II and three deputy clerks I], each of whom shall receive a salary in accordance with Section 74644 and Section 74644.1 [when operative]."

Amendment No. 5

On page 4, strike out lines 49 through 51, inclusive; and on page 5, strike out lines 1 and 2, and insert

"SEC. 6. Section 74643 of said code is amended to read:

74643. There shall be one marshal, *one chief deputy marshal*, five deputy marshals, [and] one marshal's clerk, *and one typist-clerk*, each of whom shall receive a salary in accordance with Section 74644 and Section 74644.1 [when operative]."

Amendment No. 6

On page 5, line 19, after "35", strike out "641 673 707 742 779", and insert "\$641 \$673 \$707 \$742 \$779".

Amendment No. 7

On page 6, strike out line 23; and in line 24, strike out "74644.1)", and insert "Section 74644.1, as amended by Chapter 749, Statutes of 1961".

Amendment No. 8

On page 6, line 26, after "said", strike out "Statutes of 1961, Chapter 749, Sec."; and in line 27, strike out "tion 4", and insert "Section 74644.1, as amended by Chapter 749, Statutes of 1961".

Amendment No. 9

On page 6, line 40, after "1963", insert a comma.

Amendment No. 10

On page 7, strike out lines 8 through 49, inclusive; and strike out all of page 8, and insert

"SEC. 8. Section 74644.1 of said code is amended to read:
74644.1. To each monthly salary set forth in columns A, B, C, D and E of Section [74644.] 74644(a), or to such rate as supplemented by amounts previously added under this section, there is added the following amounts to the classes of positions set forth below:

Clerk of municipal court and marshal	\$30	per calendar month
Assistant clerk	25	per calendar month
Deputy court clerk and deputy marshal	20	per calendar month
Deputy court clerk III, deputy court clerk II, deputy clerk I, marshal's clerk	15	per calendar month]
Clerk of the municipal court and marshal	\$35	per calendar month
Assistant clerk, and chief deputy marshal	\$25	per calendar month
Deputy marshal, and deputy clerk III	\$23	per calendar month
Deputy clerk II	\$21	per calendar month
Marshal's clerk	\$20	per calendar month
Deputy clerk I	\$19	per calendar month
Typist-clerk	\$17	per calendar month

The additional compensation authorized by this section shall be paid only for services rendered on or after the operative date of this section. After the effective date of this section, it shall become operative *each time that, and on the same date as a general salary increase is effective for other permanent county monthly salaried employees.* [If a general salary increase is effective for other permanent, county monthly salaried employees between December 1, 1960, and the effective date of this section, it shall become operative on its effective date.] For the purpose of determining the operative date of this section, a "general salary increase" shall be considered to have been granted when seventy-five percent (75%), or more, of the permanent, monthly salaried employees of the county have been granted a salary increase of approximately five percent (5%), or more, in addition to any regular annual increase for length of service.

It is the intent of the Legislature, in enacting this section, that the salaries of the clerk and marshal of the municipal court and of their assistants and deputies shall be increased by the amounts hereinabove specified for the respective officers, assistants and deputies each and every time that a general salary increase is granted for permanent county monthly salaried employees during the time this section is in effect. This section shall remain in effect until the 91st day after final adjournment of the [1963] 1965 Regular Session of the Legislature."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 204—An act to add Section 21114 to the Vehicle Code, relating to traffic regulations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 9, of the printed bill, after "street", insert "or road".

Amendment No. 2

On page 1, line 12, after "street", insert "or road".

Amendment No. 3

On page 1, line 16, after "street", insert "or road".

Amendment No. 4

On page 1, delete line 3, and insert "21114. If a local authority finds that a city street or county road under its jurisdiction adjacent".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 350—An act to amend Section 215.1 of, and to repeal Sections 215.3 and 215.4 of, the Agricultural Code, relating to swine.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 261—An act to amend Section 807 of the Agricultural Code, relating to pomegranates.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 127—An act to amend Sections 6151 and 6152 of the Business and Professions Code, relating to the unlawful solicitation and procurement of business for attorneys.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 295—An act to add Section 7031.5 to the Business and Professions Code, and to amend Section 3800 of the Labor Code, relating to contractors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 85—An act to amend Sections 5081 and 5083 of, and to add Sections 5081.1, 5081.2 and 5081.3 to, the Business and Professions Code, relating to the practice of accountancy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 61—An act to amend Section 9540 of the Business and Professions Code, relating to the dry cleaning industry.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 19, of the printed bill, strike out "but"; and strike out line 20, and insert a period.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 78—An act to amend Section 28157 of the Government Code, relating to county officers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 84—An act to amend Section 28141 of the Government Code, relating to compensation for public service in counties.

Bill read second time, and ordered to third reading.

Assembly Bill No. 689—An act to add Section 6854.3 to the Business and Professions Code, and to add Section 12055 to the Insurance Code, relating to credit insurance, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 50—An act to amend Sections 30225 and 30750 of the Streets and Highways Code, relating to bridges constructed under the California Toll Bridge Authority Act and their financing, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

RECESS

At 3.30 p.m., on motion of Senator McCarthy, the Senate recessed, to introduce Lorie Burton, Governor Brown, and former Senator Thompson.

COMMITTEE OF ESCORT

The President appointed Senators Bradley, Stiern, and McCarthy, Governor Brown, and former Senator Thompson, as a Committee to escort Lorie Burton, the 1963 Easter Seal Child, to the rostrum.

INTRODUCTIONS

The President introduced Senator Bradley, who then introduced former Senator John F. Thompson of San Jose, who made the following remarks:

Governor Brown, President of the Senate Anderson, former colleagues and members of the Senate, and honored guests of the day:

I feel like I did at my first talk in the Legislature 20 years ago.

I can't tell you how pleased I am to be back here in the Senate Chamber with so many of my old friends and colleagues, the greatest guys in the world, especially since I'm here today as your guest . . . and even more especially since it gives me a chance again to take up a cause that was so dear to me during all of those 12 years I served with you as a member of this very body.

I think that one of the things I look back on that gives me the most personal satisfaction and pride from all of those 12 years is the record of our accomplishments on behalf of our physically handicapped, disabled and crippled children and adults here in California. I still look back with pride and pleasure on the years of service I put in as a member of the Joint Interim Committee on Rehabilitation and Education of the Physically Handicapped . . . years of working with our own Jim McBride, with Assemblywoman Dorothy Donahoe, and with the other members of that committee. And I hope you are all as proud as I am of the leadership we showed to the whole nation in providing the services and programs that protect the rights of California's physically handicapped to the full privileges of citizenship and useful lives.

But I think you and I both know that I wouldn't be telling the whole story if we took full credit for these accomplishments by ourselves. Every step of the way—and this goes back to long before my own first term as a Member of this Senate—the Members of this Legislature were aided, encouraged, and even educated, by an organization of private citizens dedicated to the cause of service to the crippled and handicapped. As a consultant to us in our deliberations, in helping us to find out what and where the needs really were, and in creating a public climate that made it possible for us to legislate these programs, the California Society for Crippled Children and Adults has been one of the most valuable allies and friends this Senate has ever had.

I know most of you are as familiar with the history of our state agencies as I am . . . Crippled Children's Services, Vocational Rehabilitation Services, special schools and classes for crippled children and all the rest. But even as important—and as comprehensive—as these state-operated programs are, they cannot meet all of the needs of our handicapped youngsters and adults. These agencies still, today, rely on the California Society—most of you probably know it better as the Easter Seal Society—for guidance, for advice, for consultation, and for pointing the way to new and better (and even more economical!) ways of doing their job.

Because I learned over the years just how important the Easter Seal Society is to all of us, I consider it a privilege to have this chance to talk to you, not just as a former fellow Senator, but as a spokesman for the Easter Seal Society myself.

As Easter Seal Campaign Chairman for the Santa Clara County Society for Crippled Children and Adults, it was my rare honor to be invited here by Senator Clark Bradley and the California Society to speak to you, to remind you that the 1963 Easter Seal Campaign will

get underway all over the State tomorrow. And I was given the additional honor of accompanying our State Easter Seal Child, Lorie Burton of my own home town, here to be presented to you. (Let me just add something personal here—if any of you think that being a Senator is hard work, that your committee assignments take a lot of time and energy, you ought to learn what work really is by taking on the job of Easter Seal campaign chairman for the local society in your own home county!)

I really didn't come here to make a speech. I think I've done my share of that from down there on the floor. But what I do want to do is to reassure you—from my own first-hand experience—that the Easter Seal Society is just as much on the job for all of us right now as it has been down through the years.

The number of handicapped children and adults served by Easter Seals this year increased considerably over the number served last year. And in the coming years it will increase again and again. The number of private citizens who take part in the Easter Seal Society's work increased last year, and it will increase again and again.

And as long as there are children like our own little Lorie here, who look to us for a helping hand toward a useful and happy growing-up, we can all rest assured that we will be able to count on the Easter Seal Society to serve for us . . . as our consciences, as our hearts, and as our own helping hand.

Thank you.

INTRODUCTION OF GOVERNOR BROWN

Senator Bradley introduced the Honorable Edmund G. Brown, Governor of the State of California, who addressed the Senate, and Lorie Burton, remarking that it was a great honor to appear before the distinguished gentlemen of the Senate who are responsible for creating all the laws of this great State. He reaffirmed the sympathies of the Senate and the leaders of California for the crippled children, and their intention of furthering an outstanding program of assistance for the handicapped of the State of California.

The Governor then presented to Lorie Burton Senate Resolution No. 30 relating to proclaiming Easter Seal Month.

Senator Bradley introduced the following members of the party: Mrs. Lon G. Burton, mother; Mr. Lon G. Burton, father; Dorinda Burton, sister; Mrs. Esther Elder Smith, Executive Director; Mr. Luther Bergdall, Assistant Executive Director; Mr. Alvin Derre, Treasurer; Mr. Henry Horowitz, Consultant, all of the California Society for Crippled Children and Adults; Mr. W. Wesley Percy, President of Sacramento County Society for Crippled Children and Adults, and a member of the Board of Directors of the California Society; and Mr. Duane Holiday, Executive Director, and Miss Virginia Rich, Assistant Executive Director, Sacramento County Society for Crippled Children and Adults.

REASSEMBLED

At 3.50 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

Assistant Secretary George B. Beattie at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 49—An act to amend Section 629 of the Code of Civil Procedure, relating to motion for directed verdict as a condition of judgment notwithstanding verdict.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 73—An act to amend Section 987a of the Penal Code, relating to compensation of appointed counsel.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 132—An act to amend Sections 17151, 17155 and 17709 of the Vehicle Code, relating to liability arising from the operation of motor vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Regan, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 5—Relative to itinerant offices for unemployment insurance benefits.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 5—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Williams.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 15—An act to add Division 20 (commencing with Section 71000) to the Water Code, thereby revising and consolidating the law relating to municipal water districts, including provisions for the supervision, regulation, and conduct of such districts, and to repeal the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911).

Bill read third time.

Motion to Amend

Senator Backstrand moved the adoption of the following amendments:

Amendment No. 1

On page 43, line 20, of the printed bill, as amended in Senate March 5, 1963, strike out "36", and insert "30".

Amendment No. 2

On page 45, strike out line 3, and insert "72200. Upon receipt of the certificate from the president".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to second reading.

Senate Bill No. 99—An act to amend Section 944 of the Education Code, relating to school board elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 100—An act to amend Section 23300 of the Elections Code, relating to consolidation of elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Sebrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 878: By Senator McAteer—An act to amend Section 1160 of the Harbors and Navigation Code, relating to pilots.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 879: By Senator McAteer—An act to amend Sections 72 and 78 of the Military and Veterans Code, relating to the administration of the Department of Veterans Affairs.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 880: By Senator Grunsky—An act to amend Section 2235 of the Civil Code, relating to presumptions against trustees.

Referred to Committee on Judiciary.

Senate Bill No. 881: By Senator Rees—An act to amend Section 16627 of the Education Code, relating to school district personnel.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 882: By Senator Holmdahl—An act to add Sections 2268 and 2269 to the Vehicle Code, relating to civil witnesses.

Referred to Committee on Judiciary.

Senate Bill No. 883: By Senators Grunsky, Donnelly, Farr, and Murdy—An act to amend Sections 17303, 17303.5, 17352, 17353, 17402, 17405, 17411, 17601, 17607, 17611, 17655, 17655.5, 17662, 17664, 17665, 17666.2, 17667, 17702, 17703, 17704, 17705, 17751, 17801, 17851, 17901, 17903.2, 17906.2, 17907, 17908, 17909, 17951, 17970, 18152, 18153, 18202, 18203, 18355, 18356, 18357, 18358, 18451, 18452, 18453, 18455, 18456, and 18460 of, to repeal Sections 17401, 17404, 17406, 17407, 17410, 17612, 17613, 17614, 17615, 17653, 17654, 17656, 17660, 17666, and 17903 of, to repeal Article 9 (commencing with Section 18001) of Chapter 3 of Division 14 of, to add Sections 17401, 17407, 17601.1, 17652, 17656, and 17660 to, and to add Article 7.1 (commencing with Section 17920) to Chapter 3 of Division 14 of, the Education Code, relating to the public school system, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 884: By Senator Teale—An act to amend Section 12003 of the Revenue and Taxation Code, and to amend Section 1530 of the Insurance Code, relating to the taxation of insurers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 885: By Senator Stiern—An act to amend Section 24300 of the Government Code, relating to consolidation of county offices.

Referred to Committee on Local Government.

Senate Bill No. 886: By Senator Weingand—An act to amend Sections 19212 and 19213 of, and to add Section 19210.1 to, the Streets and Highways Code, relating to Highway Lighting District Act.

Referred to Committee on Local Government.

Senate Bill No. 887: By Senator Quick—An act to amend Section 783 of the Agricultural Code, relating to fruit, nut and vegetable standardization.

Referred to Committee on Agriculture.

Senate Bill No. 888: By Senator Burns (Coauthor: Assemblyman Winton)—An act to amend Sections 19480, 19490, 19550, and 19569 of, to repeal and add Article 6 (commencing with Section 19530), Chapter 4, Division 8 of, and to repeal Section 19570 of, the Business and Professions Code, relating to horseracing.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 889: By Senator McAtter—An act to repeal Chapter 8 (commencing with Section 1131) of Part 3, Division 2, of the Labor Code, relating to unlawful labor activities.

Referred to Committee on Labor.

Senate Constitutional Amendment No. 13: By Senator Begovich—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 9½ to Article XIII thereof, relating to the State Board of Equalization.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 4.15 p.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 3 p.m., Thursday, March 7, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-SEVENTH LEGISLATIVE DAY

FORTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, March 7, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Fill us to overflowing this day, O Lord, with the lovely virtue of kindness: Let our faces, our thoughts, our words and our actions reflect the cheerfulness of our hearts, a cheerfulness that comes from a good conscience and a sincere love for Thee and for all. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Burns, on motion of Senator McCarthy, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Margaret Heinrich of Burlingame.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. C. A. Butts and Mr. George Brewer, both of Placerville.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Grace Dour, area

winner of the Voice of Democracy Contest, who is from Richmond.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Fred Paulus of Escalon; and Dr. James Powell of Stockton.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Chatom Union School of Turlock: Mr. Herman Dorion, Administrator; Mr. Donald Calkins, Teacher; Mr. Ronald Nelson, Teacher; Mrs. Frances Clarke, Mrs. Lavone Ogden, Mrs. Grace Nunes, and Mrs. Gladys George. *Students*—Manuel Aguiar, Joy Ahrens, Mary Andrade, Orinda Azevedo, John Baxter, Helen Bell, Russell Blevins, Cynthia Brommer, Susan Brown, Patty Caine, Donna Carter, James Casey, Lynda Clarke, Martha Cooksey, Barbara Cooper, Loretta Costa, Alice Dixon, John George, Esther Guerrero, Janie Hedgpeth, Vernon Johnston, Nellie Jones, John Kleiber, Mary Lou Koops, Kenneth Lake, Tony Leo, Elise Lopes, Kathleen Lynch, Janelle McCoy, Linda Marchant, Sarah Martinez, Billy Medeiros, Josephine Mendonea, Loyal Mohr, Beverly Morais, Jack Murch, Steve Nestor, Judy Norton, Charles Nunes, Linda Ogden, Michael Olson, Ricky Openshaw, Cecelia Pacheco, Sydney Pate, Marlene Pearey, Wayne Purser, Keith Retzlaff, Linda Rocha, Mary Lou Schaber, Tim Silva, Althea Spurlock, Barbara Terrill, Otto Theilen, Isabelle Thomas, Ann Thorne, Darlene Tosti, David Valek, Linda Van Winkle, Darwin Vargas, Larry Walker, Keith Winter, Patricia Woody, and Arlene Zuber.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of St. Rose's School of Santa Rosa:

Mother M. Damien, O.S.U.; and Mother M. Isabel, O.S.U. *Students*—Thomas Alexander, Neil Bergstrom, Glenn Brewer, Christopher Cann, Timothy Cromie, William Frey, Mark Hanson, Patrick Jones, Timothy Kane, Richard Kauth, Frank Frati, Robert Molinari, Samuel Noonan, William Peter, Gary Pierce, Timothy Prince, Thomas Schneider, Theodore Spencer, Mary Barrett, Linda Bertoli, Kathleen Cann, Carol Choos, Kathleen Cipolla, Janet Clary, Marie Clary, Patricia Dempsey, Linda Dehner, Sharon Fox, Susanne Graves, Katherine Hall, Linda Heing, Jayne Henderson, Judith Herman, Kristine Jeung, Mary Lou Kalin, Merrie Ann Major, Catherine Smith, Janet Suacci, Margaret Tabor, Donna Tarut, Laurie Uiman, Theresa Van Gundy, Cathleen Walter, Pauline Wychacki, Cynthia Cate, Janis Lockwood, and Louise Tolle.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Selby Brown and Mr. Jerry Schumb, both of San Jose; Mr. John R. Bird, Mr. Brian Paddock and Mr. Chester E. Spurrier, all of San Jose; Bill Hauck of San Jose, Dennis Gibson of Stanislaus, Charles Scott of Alameda, Al Gershman of Los Angeles, Box Axel of San Fernando, Jay Thorwaldson of San Jose, Jerry Tahajian of Fresno, and Andrea LanFranco of Fresno.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to VFW State Commander H. W. Straley and Mrs. Straley; Ed Meyers, Chairman of the

State VFW Contest; Robert Nuff, State VFW Adjutant Quartermaster; Miss Connie Orlando of Santa Ana, Miss Elaine Serrell of Santa Monica, Miss Kathy Downs of Shell Beach, Mr. Nick Tehin of Kerman, Miss Grace Dour of Richmond, and Miss Barbara Scatena of San Rafael.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. D. J. Krishun of Castroville; and Mr. Ed Coffin, Superintendent of Schools of Monterey County.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Walter Stiern, father of Senator Stiern, from Bakersfield.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Rudolph Muller, Executive Secretary of the Imperial Growers Association, of El Centro.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Frank L. Hope of San Diego, and Jack Wier of Escondido.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jean Campbell, Judy Baxter, and Norm Kenney, all of Sacramento.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Barbara Scatena of Marin Catholic High School.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Andrea Lanfranco, News Editor for Collegian, Fresno State College, Fresno; and Jerry Tahajian, Fresno State College Student Body President, Fresno.

On request of Senator McAtter, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of St. John's Elementary School of San Francisco: *Adults*—Mother M. Bernadette and Mother Damian. *Students*—Lorene Aguilar, Mary Alvers, Denis Bagala, John Belous, Arthur Bricker, Juliette Caballero, Dwight Cameron, Patricia Cancilla, Diane Cresci, Anna Cubi, Ricardo De La Rosa, Linda De Pace, Gail De Valle, Lawrence Dolan, Henry Downing, Edward Fadgen, Elizabeth Feduccia, Helené Flynn, Michael Gaffey, Edward Harrington, Peter Harrington, Catherine Hollenbeck, Maurice Ibarra, Owen Kenny, Nexanka Leutar, Susan Lucy, Patrick Lynch, Martina McKee, Michele O'Connor, Ernest Pacheco, Adele Prandini, Ruth Raby, Lillian Repak, Linda Rickard, Gloria Ruehs, Gloria Ruiz de Chavez, Mary Jane Salas, Daniel Seanell, Robert Taylor, Brian Timoney, Steven Van Dyke, John Villigante, William Wallace, Arlene Weimann, Jo Anne Milazzo, Laura Miller, Leo Moffett, Anna Murphy, Michele Myer, and Margaret O'Connor.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Juanita Abajian, and the following students of San Lucas Union School of San Lucas and Greenfield Union School District of Greenfield, Monterey County: Peter Andrade, Carlos Aldape, Maria Aldape, Tom Mansfield,

Brenda Nickell, Dennis Nickell, Lynette Schmidt, Benny Acosta, Charles Allred, Frank Balesteri, Mickey Basurto, Julia Cano, Rosie Chavez, Karon Cheves, Carol Chism, Leon Clark, Patricia Cole, Carolyn Cunha, Manuel De Leon, Linda Duque, Carlos Espinosa, Kathy Franscioni, Billy Frazier, Bobby Frazier, Ronald Griffith, Janet Hart, Ofelia Herrera, Candace Herrera, Roy Hollingsworth, Stanley Holmes, Yrma Huerta, Sharon Hurley, Brian Jones, Jimmy Jones, Linda Jones, Steven Kuchta, Manuel La Fond, Kenneth Lazzaroni, David Logue, James McNulty, Silvia Martinez, Sacora Medina, Junior Moreno, Marcello Moreno, Jack Najera, Jerome Najera, Bobby Pavia, Elaine Philips, Danny Rains, Rebecca Reitzel, John Reitzel, Janie Renfro, Michael Reynolds, Jeannette Rolandi, Tom Romans, Herman Segobia, Georgia Spence, Laurel Steadman, Linda Suniga, Pete Teneyunque, Olga Trevino, Sally Udell, Bonafacio Villanueva, Leonard Wagner, Travis White, Jimmy Wisdom, Raymond Ybarra, and Renie Ybarra.

On request of Senators Rees and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Kathy L. Burton of Sacramento, Mr. John Haley of Bozeman, Montana.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Grace Walvoord of El Monte, and Mr. George L. Russell of Los Angeles.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

AUTOMOTIVE SAFETY FOUNDATION
200 RING BUILDING, WASHINGTON 6, D.C., March 1, 1963

Mr. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: At the suggestion of, and in co-operation with, the Council of State Governments, we are sending you copies of the January 1963 issue of our ASF Report which includes a feature article on interstate compacts in the field of highway safety. The compacts discussed in the document are an outgrowth of the Beamer Resolution passed by the U.S. Congress a few years ago giving advance assent to the states to enter into such agreements.

It was thought that this article would be of special interest to Members of your Legislature and would appreciate it if you would arrange for its distribution.

Very truly yours,

LOUIS R. MORONY, Director, Laws Division

Letter of Transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 7, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Joint Resolution No. 19

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

ASSEMBLY CHAMBER, March 7, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 13

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Joint Resolution No. 13—Relative to pensions for veterans of World War I.

Referred to Committee on Military and Veterans Affairs.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 7, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 35
Assembly Bill No. 76
Assembly Bill No. 128
Assembly Bill No. 158
Assembly Bill No. 188
Assembly Bill No. 269

Assembly Bill No. 384
Assembly Bill No. 409
Assembly Bill No. 416
Assembly Bill No. 487
Assembly Bill No. 488
Assembly Bill No. 510

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 35—An act to amend Section 22517 of the Vehicle Code, relating to opening and closing doors of a motor vehicle.

Referred to Committee on Transportation.

Assembly Bill No. 76—An act to amend Section 9400 of the Vehicle Code, relating to registration and weight fees for commercial vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 128—An act to amend Sections 17052 and 17101 of the Education Code, relating to cafeteria funds of school districts.

Referred to Committee on Education.

Assembly Bill No. 158—An act to amend Sections 17103 and 17201 of, and to repeal Section 17104 of, the Education Code, relating to school cafeteria personnel salaries.

Referred to Committee on Education.

Assembly Bill No. 188—An act to amend Sections 16501, 16503, 16504, and 16507 of the Education Code, relating to school supplies and equipment.

Referred to Committee on Education.

Assembly Bill No. 269—An act to amend Section 315 of the Elections Code, relating to affidavits of registration.

Referred to Committee on Elections.

Assembly Bill No. 384—An act to amend Section 2110.5 of the Streets and Highways Code, relating to Highway Users Tax Fund.

Referred to Committee on Transportation.

Assembly Bill No. 409—An act to add Section 13656 to the Education Code, relating to paid holidays for classified school employees.

Referred to Committee on Education.

Assembly Bill No. 416—An act to amend Section 637.5 of, and to add Section 637.6 to, the Agricultural Code, relating to yogurt.

Referred to Committee on Agriculture.

Assembly Bill No. 487—An act to amend Section 16002 of the Vehicle Code, relating to bond requirements.

Referred to Committee on Local Government.

Assembly Bill No. 488—An act to amend Section 42230 of the Vehicle Code, relating to refunds.

Referred to Committee on Transportation.

Assembly Bill No. 510—An act to amend Section 16027 of the Vehicle Code, relating to security following accident.

Referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 85

Senate Bill No. 261

Senate Bill No. 103

Senate Bill No. 294

Senate Bill No. 107

Senate Bill No. 295

Senate Bill No. 127

Senate Bill No. 350

Senate Bill No. 158

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 204

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 61

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Institutions

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Committee on Institutions, to which were referred:

Senate Bill No. 360

Senate Bill No. 495

Has had the same under consideration, and reports the same back with the recommendation: Do pass. Be re-referred to the Committee on Finance.

WILLIAMS, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Committee on Institutions, to which was referred:

Senate Bill No. 362

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Committee on Institutions, to which was referred:

Senate Bill No. 365

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 66

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 242

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

STIERN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 174

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

STIERN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Concurrent Resolution No. 19

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

STIERN, Chairman

Above reported resolution ordered to second reading.

Committee on Finance

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 82

Senate Bill No. 29

Senate Bill No. 327

Senate Bill No. 115

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MILLER, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, March 6, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 108

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 108

Senator Rodda moved that Senate Bill No. 108 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 108—An act to amend Section 24054 of the Education Code, relating to state college auxiliary organizations.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 17, of the printed bill, after "benefits", insert "exclusive of permanent status benefits and may provide by rule for retirement or Social Security benefits upon election by the employees, but such benefits shall not exceed those available to state college employees performing similar services,".

Amendment No. 2

On page 2, line 3, after the period, insert "The rules shall provide procedural rights which are comparable to those available to non-academic employees of the State Colleges under Title 5 of the Administrative Code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

Motion to Print With Rush Order

Senator Rodda moved that Senate Bill No. 108 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Insurance and Financial Institutions**

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 160

Senate Bill No. 122

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 160

Senator Collier moved that Senate Bill No. 160 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 160—An act to amend Section 12396 of the Insurance Code, relating to underwritten title companies.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 6, of the printed bill, strike out "12354".

Amendment No. 2

On page 2, line 6, after "12358", insert " , and as long as there are no claims against the deposit all interest and dividends thereon shall be paid to the depositor".

Amendment No. 3

On page 2, line 15, strike out "in the form"; strike out lines 16 to 20, inclusive; and in line 21, strike out "the commissioner.", and insert "to cover all officers and employees of the company who participate in any escrow transaction that is handled by the company. Such bond shall be a blanket bond or, with the approval of the commissioner, may be a position or individual bond."

Amendment No. 4

On page 2, line 23, strike out "for each individual covered".

Amendment No. 5

On page 2, strike out lines 26 and 27, and insert "vided by the commissioner".

Amendment No. 6

On page 2, line 28, strike out "thereafter".

Amendment No. 7

On page 2, line 35, after "made", insert "in accordance with generally accepted auditing standards".

Amendment No. 8

On page 3, line 17, strike out "accounts", and insert "records".

Amendment No. 9

On page 3, line 19, strike out "for the following purposes:"; and in line 20, strike out "(1) To", and insert "to".

Amendment No. 10

On page 3, line 21, strike out "; provided: (a)", and insert "and".

Amendment No. 11

On page 3, strike out lines 22 to 24, inclusive, and insert "shall be used until all conditions of the escrow have been met.
Bona fide drafts executed by persons".

Amendment No. 12

On page 3, line 29, strike out "; and", and insert a period.

Amendment No. 13

On page 3, strike out lines 30 to 39, inclusive, and insert
"Any interest earned by funds deposited with the company in connection with any escrow which are deposited in a bank shall be paid over to the depositing party to the escrow and shall not be transferred to the account of the company."

Amendment No. 14

On page 3, line 46, after "determines", insert ", after notice and hearing,".

Amendment No. 15

On page 3, strike out line 49; and on page 4, strike out lines 1 to 6, inclusive, and insert "commissioner shall make his order prohibiting the company from conducting an escrow business directly or indirectly for a period of not more than one year or less than 6 months."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

MOTION TO AMEND SENATE BILL NO. 122

Senator Cameron moved that Senate Bill No. 122 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 122--An act to amend and renumber Section 2954 of the Civil Code, as added by Chapter 1561 of the Statutes of 1961, relating to mortgages and deeds of trust.

Bill read second time.

Motion to Amend

Senator Cameron moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill, and insert "An act to amend Section 2943 of, and to repeal Section 2954, as added by Chapter 1561 of the Statutes of 1961, of the Civil Code, relating".

PRINTER'S NOTE--There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

Strike out lines 1 through 23 on page 1, and lines 1 through 9 on page 2, and insert "SECTION 1. Section 2943 of the Civil Code is amended to read:

2943. A mortgagee or beneficiary of a deed of trust, or his assignee, or his authorized agent, shall, on the written demand of the mortgagor or trustor, or his authorized agent or his successor in interest, made before the recording of a notice of default under a deed of trust containing a power of sale or before the commencement of a foreclosure proceeding or recording of notice of default, prepare and deliver to him a written statement showing the amount of the unpaid balance of the obligation secured by the mortgage or deed of trust and the interest rate, the amounts of periodic payments, if any, and the date on which the obligation is due in whole or in part.

The written demand of the mortgagor or trustor or his successor in interest shall be in substantially the following form:

In accordance with Section 2943, Civil Code, demand is hereby made that a statement pertaining to that certain promissory note, \$----- dated----- executed by ----- to----- secured by deed of trust affecting the property more commonly known as-----or described as follows:

(Street address)

(Legal description of trust property)

be mailed to----- at -----

Name

Address

Signature

If demand is made by an agent of the trustor or by the successor in interest of the trustor, the beneficiary may, before delivering a statement, require reasonable proof that the person making the demand is, in fact, an authorized agent or a successor in interest, in which event the beneficiary shall not be subject to the penalties of this section until [30] 21 days after receipt of statement by the trustor or his successor in interest appointing the authorized agent or successor in interest. A statement in writing signed by the trustor or his successor in interest appointing an authorized agent when delivered personally to the mortgagee or beneficiary or delivered by registered return receipt mail shall constitute reasonable proof as to the identity of an agent. Similar delivery of a policy of title insurance, preliminary report issued by a title insurance company, original or photographic copy of a grant deed or certified copy of letters testamentary, guardianship, or conservatorship shall constitute reasonable proof as to the identity of a successor of interest, provided the person demanding a statement is named as successor in interest in the document.

Delivery of the statement by the mortgagee or beneficiary, as herein referred to, shall mean depositing or causing to be deposited in the United States mail an envelope, registered return receipt requested and with postage prepaid, containing a copy of the statement, addressed to the person whose name and address is set forth in the demand therefor.

If a mortgagee or beneficiary under a deed of trust, or his assignee, for a period of [30] 21 days after receipt of such written demand willfully fails to prepare and deliver such statement, he is liable to the mortgagor or trustor or his successor in interest for all damages which he may sustain by reason of such refusal and, whether or not actual damages are sustained, he shall forfeit to the mortgagor or

trustor the sum of one hundred dollars (\$100). Each such failure to prepare and deliver such a statement, occurring at a time when, pursuant to this section, the mortgagee or trustee, is required to prepare and deliver the statement, creates a separate cause of action, but a judgment awarding a mortgagor or trustor such forfeiture, or damages and forfeiture, for any such failure to prepare and deliver a statement bars recovery of such damages and forfeiture for any other failure to prepare and deliver a statement, with respect to the same obligation, in compliance with a demand therefor made within six months before or after the demand as to which the award was made.

[Notwithstanding any other provisions of this section, a mortgagee or beneficiary of a deed of trust, or his assignee, who has furnished one such statement as herein required need not furnish another until a period of six months has elapsed.] If the mortgagee or beneficiary of a deed of trust, or his assignee, has more than one branch, office or other place of business, then the demand shall be made to the branch or office at which the payments of the obligation are made, and the statement, unless it specifies otherwise, shall be deemed to apply only to the unpaid balance owing to or payable at the branch or office secured by the mortgage or deed of trust.

The mortgagee or beneficiary of a deed of trust, or his assignees, may make a [reasonable] charge not to exceed fifteen dollars (\$15) for furnishing the required statement, except that no charge shall be made for such statement unless such charge has been specifically provided for in such mortgage or deed of trust.

This section applies only to mortgages and deeds of trust executed on or after [the effective date of this section] *January 1, 1964*.

Sec. 2. Section 2954 of said code, as added by Chapter 1561, Statutes of 1961, is repealed.

[2954. No person may charge any mortgagor or trustor of the real property subject to the mortgage or deed of trust more than fifteen dollars (\$15) for a statement regarding the obligation secured by the mortgage or deed of trust, except that no charge shall be made for such settlement unless such charge has been specifically provided for in such mortgage or deed of trust.

The statement shall include the following, or so much thereof as shall be requested by the lender or trustor:

- (a) The present unpaid balance.
- (b) The interest rate and the date to which interest has been paid.
- (c) The amounts of the periodic payments, if any.
- (d) Other than regular periodic payments, the date on which any principal obligation is due in whole or in part and the approximate amount of the payment.
- (e) The date to which real estate taxes and special assessments have been paid to the extent such information is known to the lender.
- (f) The amount of hazard insurance in effect and the term and premium of such insurance.

(g) The amount in an account, if any, maintained for the accumulation of funds with which to pay taxes and insurance premiums.

As used in this section, "person" includes an individual, corporation, partnership, or any other entity.

This section shall not apply to mortgages or deeds of trust originated prior to December 31, 1961.]

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Social Welfare

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Senate Bill No. 72

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

STURGEON, Chairman

MOTION TO AMEND SENATE BILL NO. 72

Senator Geddes moved that Senate Bill No. 72 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 72—An act to repeal Section 2019.5 of, and to add Section 2019.5 to, the Welfare and Institutions Code, relating to old age assistance.

Bill read second time.

Motion to Amend

Senator Geddes moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, strike out line 2, and insert "2019.5. The State Social Welfare Board shall in setting the maximum allowance for shelter for recipients of aid under this chapter take into account, among other things, the cost of shelter in low-rent housing developments for the elderly financed in whole or in part by federal or state funds or by means of a loan insured in whole or in part by the federal or state government.

The board, in setting the".

Amendment No. 2

On page 2, after line 8, insert

"The board shall also establish and maintain standards of health and safety for housing rented to recipients of aid under this chapter, and no allowance for housing shall be granted to any recipient for the payment of rent in any facility which does not meet the standards prescribed by the board."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 493

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 493

Senator Gibson moved that Senate Bill No. 493 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 493—An act to repeal Sections 9052, 9053, 9053.3, and 9053.4 of, and to amend Sections 9053.1 and 9053.2 of, the Public Resources Code, relating to soil conservation.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out ", 9053, 9053.3,".

Amendment No. 2

In line 2 of the title, strike out "and to amend Sections 9053.1 and 9053.2 of", and insert "to amend Section 9053.1 of, and to repeal and add Section 9053.3 of".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 12 to 23, inclusive; on page 2, strike out lines 1 to 47, inclusive; and in line 48, strike out "SEC. 5.", and insert

"SEC. 2. Section 9053.1 of said code is amended to read:

9053.1. The commission may purchase with money from the Soil Conservation Development Fund and rent to a district or sell, on a rental-purchase agreement or otherwise, to a district equipment and machinery suitable for work relating to soil conservation, including ditching machinery, grading machinery, soil-moving machinery, tractors, and other machinery and equipment useful for the actual operations of soil conservation projects and equipment, machinery, and buildings suitable for servicing, repairing, maintaining, transporting and housing of that equipment. Of the money made available to the commission under this article not more than 25 percent shall be used for the purchase of equipment, machinery and buildings suitable for servicing, repairing, maintaining, transporting, or housing equipment. Nothing in this article prohibits the purchasing of equipment of any kind from a district. Of the money available to the commission to carry out the provisions of this section, the commission shall limit the equipment which may be purchased under this section by any one district to approximately fifty thousand dollars (\$50,000), but in no case shall the amount exceed sixty thousand dollars (\$60,000) for any one district. In the event any district already possesses more equipment than the limits herein provided, the commission shall reduce the equipment purchased by the district to conform to the limits herein provided, by January 1, 1956.

Nothing in this section shall prohibit the commission from purchasing or holding equipment in its possession which it deems vital to the needs of the soil conservation districts and renting such equipment at rental rates approved by the Department of Finance to any soil conservation district.

[Any equipment not purchased or held by the commission shall be sold prior to January 1, 1956, by the Department of Finance for the best price obtainable in co-operation with the State Soil Conservation Commission. Funds received from the sale of such property and equipment shall be used first to pay any amounts due the State Soil Conservation Commission on account of that property and equipment by reason of either a cash loan or rental agreement, second to pay any amounts due the State for loans made available by the Department of Finance, and any balance shall be available for expenditure for district purposes.]

SEC. 3."

Amendment No. 4

On page 3, line 21, strike out "SEC. 6." and insert

"SEC. 4. Section 9053.3 is added to said code, to read:

9053.3. The commission shall charge interest on the amount outstanding on the rental-purchase agreements authorized in Section 9053.1 in an amount sufficient to repay the actual costs of the commission in administering the loan, but in no event shall such interest exceed 5 percent per annum of the unpaid balance of the loan.

SEC. 5."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

RECESS

At 3.30 p.m., on motion of Senator Cobey, the Senate recessed to introduce Nick Tehin, winner of the Voice of Democracy Contest.

COMMITTEE OF ESCORT

The President appointed Senators Cobey, Arnold, and Way as a committee to escort the following distinguished guests to the rostrum: Nick Tehin, J. W. Straley, State Commander of the Veterans of Foreign Wars; and Ed Meyers, Chairman of the State Veterans of Foreign Wars Contest.

INTRODUCTIONS

Senator Cobey introduced the distinguished guests, and stated that Nick Tehin had won the Voice of Democracy Contest, in which over

3,000 high school students in the State had prepared and entered their own speeches on the subject of "What Freedom Means to Me." Nick Tehin is from Kerman. Senator Cobey expressed the regret of Senator Burns at his inability to be present today to introduce Mr. Tehin on this auspicious occasion.

Mr. Tehin addressed the Senate as follows:

WHAT FREEDOM MEANS TO ME

BY

NICK TEHIN

Let's take a journey into the past; let's go back to the year 1917. The setting is a small cossack village in Russia, just a few miles from the Don River; it is a beautiful time of year; everything is green as far as the eye can see. Underneath the clear blue sky runs the Don with its rippling white waters. As you look out over the village, a feeling of peace and serenity enters you. You can see small children playing in the streets, and in the distance you can see the men leaving for the fields under white, wispy clouds. And in the evening as the men return from the fields, you can hear them singing the old cossack songs. As the men near the village, you can see a small boy running out to meet his father. The man takes his son by the hand and walks with him to his house. Such a happy and tranquil scene no one would ever think that the dark clouds of terror, hatred, and cruelty could ever descend on such an innocent scene. It would seem that that small boy who played in the streets of the peaceful village and along the banks of the beautiful river—that small boy—the one who romped through the luscious green fields that surrounded his home, would be able to partake of the peace and serenity and prosperity of his village and home. We could now leave this story, for why would history or fate ever want to tamper with such a scene. It would be a shame and a crime if it could not be left as it was. Who was to know that that small happy boy was destined to travel throughout Europe and see it in all its hatred, cruelty, and shame.

The scene was from my father's boyhood home; the small boy was my father. What happened to disturb that tranquil scene? A revolution erupted in Russia; the dreaded terror came to the small peaceful village. The communists had arrived, taking what little the people had and leaving nothing but despair and ruin; they also took my grandfather, the father of that little boy. Never again was that little boy to see him. Things were then very difficult for the small boy and his mother, always on the brink of starvation. With the passing of a few years, we find that the small boy—a young man—things are very difficult for him, for he is designated as a "Kolack," an enemy of the revolution, merely because his father had a small piece of land and, working hard, became prosperous. Now we find him living in constant fear of being taken to prison—always on the move, staying in one place 'til it is discovered that he is an enemy of the revolution. And so he leads a life of terror and fear, but always with a thought and many questions puzzling him. Why must man be so cruel to his fellow man?

Why did they take my father away? Why can't I speak my mind? Why can't I be free? These were the questions, and the thought was the thought of a free man, the hope that some day he would be able to walk and stand proud; some day he would speak his mind freely; some day he would be free.

And then World War II broke out. Terrible invaders entered his homeland, and he went to war to drive them out. What followed this was a story of terror too long to be told here. The war took him throughout Europe and to a hellhole prison camp where a hundred men died a day. At the end of the war he found himself in the American sector of Germany, and so he stayed. There was no reason for him to return. His family and his land were gone. My father was one of the more fortunate ones, for his story did not end here. He was to marry and have two children and start life over again in a new land.

The love of freedom, which my father gained through his life experiences, provided a heritage of freedom for me. What does freedom mean to me? To me freedom stands for everything that my father did not have; to me freedom stands opposed to all that my father suffered. I feel that through his life experiences I have gained a greater understanding and a greater appreciation for those rights and privileges which so many Americans take for granted.

I live in no fear of men coming in the night and taking my father.

I have no fear of the confiscation of my property.

I can stand tall and proud like a man and speak my mind openly and without fear.

As Americans, you and I have the privilege of living in a land where all men are free and equal—a land where all men have the right to life, liberty, property, and the pursuit of happiness.

Let us thank God that we have such a privilege and that it cannot be taken from us.

REASSEMBLED

At 3.38 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

RESOLUTIONS

The following resolutions were offered:

By Senator Christensen:

Senate Resolution No. 78

Memorializing Richard Fleisher

WHEREAS, The Members of the Senate were saddened to hear of the death of Richard Fleisher, the honorary President of the California Real Estate Association; and

WHEREAS, His active interest in his profession was manifested by his membership on the Eureka Real Estate Board, of which he was a past president and his membership in the National Institute of Real Estate Brokers; and

WHEREAS, Richard Fleisher did not limit his interests to those of his profession, he was a past president of the Fortuna Rotary Club, a past president and charter member of the Ingomar Club of Eureka, and a past vice president and director of the Redwood Empire Association; and

WHEREAS, He gave unstintingly of his time and energy to the Boy Scouts and the Camp Fire Girls and his 30 years of service to the Boy Scouts was recognized when he was given the Silver Beaver Award, the highest award of Boy Scouting; and

WHEREAS, He also devoted his time, energy and financial resources for the improvement of the California highway system in Humboldt County and throughout this State, and was for several years the moving force behind the Humboldt County Crab Feed held annually in Sacramento for the California Highway Commission and the State Department of Public Works; now, therefore, be it

Resolved by the Senate of the State of California, That the members thereof wish to express their recognition of the loss to his community and to the entire State by the passing of Richard Fleisher and to extend their sympathy to the many friends of this tireless civic leader.

Resolution read, and unanimously adopted on motion of Senator Christensen.

By Senator Christensen:

Senate Resolution No. 79
Memorializing Paul E. Mudgett

WHEREAS, The Members of the Senate were greatly saddened to hear of the untimely death of Mr. Paul E. Mudgett, a distinguished citizen of this State, who exhibited throughout his life an extraordinary breadth of interest and activity; and

WHEREAS, Mr. Mudgett had been a pharmacist for over 50 years and was the owner of Bowman's Drug Store in Fortuna, and his professional interests and activity were recognized by his selection as President of the National Rexall Druggist Association and further demonstrated by his service as a member of the California and the American Pharmaceutical Associations; and

WHEREAS, He helped found and was a senior warden and later a Vestryman of St. Francis Episcopal Church; and

WHEREAS, This outstanding civic leader's activities included the founding of the Fortuna Rotary Club which he twice served as president, his membership in the Redwood Empire Association, of which he was a past president, membership on the Humboldt Board of Trade and the Humboldt County Fair Board, his service to most of these organizations dated back more than 30 years; and

WHEREAS, He also diligently served his party and his community as a member of the Humboldt Democratic Central Committee for 40 years, and actively sought to better our state highway and state park systems, particularly in 1941 and 1942 when he served as a member of the California State Park Commission; now, therefore, be it

Resolved by the Senate of the State of California, That the members thereof take this opportunity to express their sense of loss at the passing of Paul Mudgett whose energy and interest so vitally enriched his community and the entire State, and to extend their sympathy to his family; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to his widow, Henrietta Mudgett; his daughters, Mrs. Elinore Palmer, Mrs. Ann Turner and Mrs. Laurada Curless; his brother, Harry Mudgett; his sisters, Miss Jessie Mudgett and Mrs. Helen Whitney.

Resolution read, and unanimously adopted on motion of Senator Christensen.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Bill No. 307—An act to amend Section 1300.1 of the Agricultural Code, relating to processors of farm products, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "primary".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 255—An act to add Chapter 1.5 (commencing with Section 5095) to Division 5 of the Public Resources Code, relating to archeological, paleontological, and historical sites.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 10, of the printed bill, after "district", insert ", or fire trails under the jurisdiction of the Division of Forestry in the Department of Conservation".

Amendment No. 2

On page 1, line 12, before "public", insert "major".

Amendment No. 3

On page 2, line 3, after "project.", insert "A state agency and the Department of Parks and Recreation may by agreement designate areas where such plans of projects need not be submitted, and such plans need not be submitted in cases of emergency."

Amendment No. 4

On page 2, strike out lines 31 to 35, inclusive.

Amendment No. 5

On page 2, line 36, strike out "5095.5", and insert "5095.4".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 36—An act to amend Section 1170 of the Harbors and Navigation Code, relating to bar pilotage rates for Bays of San Francisco, San Pablo, and Suisun.

Bill read second time.

Motion to Re-refer Senate Bill No. 36

Senator Miller moved that Senate Bill No. 36 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 148—An act to amend Section 5006 of the Public Resources Code, relating to the acquisition of property for beaches and parks.

Bill read second time, ordered engrossed, and to third reading.

Senate Joint Resolution No. 8—Relative to the economic development of California tide and submerged lands.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate February 28, 1963, before the semicolon, insert ", the areas in question being located primarily between Point Conception in Santa Barbara County and Point Loma in San Diego County and bounded on the westerly side by the Southern California channel islands and on the easterly side by a line three nautical miles offshore from the California coast".

Amendment No. 2

On page 1, lines 9 and 10, strike out "development and economic exploration", and insert "exploration and economic development".

Amendment No. 3

On page 1, line 13, strike out "development and exploration", and insert "exploration and development".

Amendment No. 4

On page 1, line 18, after "California", insert ", as a joint venture,".

Amendment No. 5

On page 1, lines 19 and 20, strike out "development and exploration", and insert "exploration and economic development".

Amendment No. 6

On page 1, after line 21, insert

"Resolved, That the said officials are hereby strongly urged to agree on leasing methods permitting such exploration and economic development and providing for a royalty or rental which is a fair return to the State and adequate safeguards for the protection of marine life, the coastline, and aesthetics and for the protection of existing activities of this sort along the coast; and be it further".

Amendments read, and adopted.

Resolution ordered printed.

Motion to Re-refer Senate Joint Resolution No. 8

Senator Lagomarsino moved that Senate Joint Resolution No. 8 be re-referred to Committee on Governmental Efficiency.

Motion carried.

Senate Bill No. 30—An act to add Chapter 6 (commencing with Section 28100) to Division 12 of the Vehicle Code, relating to Vehicle Equipment Safety Compact.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 320—An act to amend Section 8341 of the Fish and Game Code, relating to importation of clams.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 19, of the printed bill, after "restriction", insert ", except that all shipments of such clams into this State shall be accompanied by a bill of lading, or invoice, showing the species, total number or weight, and the origin of the clams".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 124—An act to amend Section 5513 of the Fish and Game Code, relating to the use of gaffs.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 15—An act to add Division 20 (commencing with Section 71000) to the Water Code, thereby revising and consolidating the law relating to municipal water districts, including provisions for the supervision, regulation, and conduct of such districts, and to repeal the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911).

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 116—An act to add Sections 2020.001 and 3084.05 to the Welfare and Institutions Code, relating to attendant and other special services for recipients of public assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Assembly February 13, 1963, strike out "condition of", and insert "or mental condition of an applicant for or".

Amendment No. 2

On page 1, line 18, strike out "a", and insert "an applicant or".

Amendment No. 3

On page 2, line 2, strike out "condition of", and insert "or mental condition of an applicant for or".

Amendment No. 4

On page 2, line 3, after "chapter", insert "or Chapter 3 (commencing with Section 3400) of this part".

Amendment No. 5

On page 2, line 17, strike out "a", and insert "an applicant or".

Amendment No. 6

On page 2, line 19, strike out "and 3084.01", and insert ", 3084.01, 3472, and 3472.01".

Amendment No. 7

On page 2, line 26, after "any", insert "applicant for or".

Amendment No. 8

On page 2, line 27, strike out "needy".

Amendment No. 9

On page 2, line 27, after "physical", insert "or mental".

Amendment No. 10

On page 2, line 32, strike out "needy".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

THIRD READING OF SENATE BILLS

Senate Bill No. 103—An act to amend Sections 23201, 23207, 23215 and 23216 of, and to add Section 23225 to, the Government Code, relating to alterations of boundaries of counties, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backlund, Bostler, Cameron, Christensen, Coker, Collier, DeWitt, Donnelly, Foss, Gower, Hansen, Hendrick, Holmquist, Lageman, McArthur, McFarlane, Miller, Morse, Nissen, O'Sullivan, Peterson, Pihlman, Quirk, Rasmussen, Ross, Ström, Sundberg, Sundquist, Stuart, Strom, Sturgeon, Symons, Teale, Way, Wenzel, and Williams—41.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 137—An act to amend Section 15001 et. and to add Section 15001 l to the Education Code, relating to school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backlund, Bostler, Cameron, Christensen, Coker, Collier, DeWitt, Donnelly, Foss, Gower, Hansen, Hendrick, Holmquist, Lageman, McArthur, McFarlane, Miller, Morse, Nissen, O'Sullivan, Peterson, Pihlman, Quirk, Rasmussen, Ross, Ström, Sundberg, Sundquist, Stuart, Strom, Sturgeon, Symons, Teale, Way, Wenzel, and Williams—41.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 138—An act to amend Section 25117 of the Government Code, relating to salaries of county officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backlund, Bostler, Cameron, Christensen, Coker, Collier, DeWitt, Donnelly, Foss, Gower, Hansen, Hendrick, Holmquist, Lageman, McArthur, McFarlane, Miller, Morse, Nissen, O'Sullivan, Peterson, Pihlman, Quirk, Rasmussen, Ross, Ström, Sundberg, Sundquist, Stuart, Strom, Sturgeon, Symons, Teale, Way, Wenzel, and Williams—41.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 294—An act to amend Section 14016 of the Government Code, relating to compensation for public service in counties of the 1962 class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backlund, Bostler, Christensen, DeWitt, Donnelly, Foss, Gower, Hansen, Hendrick, Holmquist, Lageman, McArthur, McFarlane, Miller, Morse, Nissen, O'Sullivan, Peterson, Pihlman, Quirk, Rasmussen, Ross, Ström, Sundberg, Sundquist, Stuart, Strom, Sturgeon, Symons, Teale, Way, Wenzel, and Williams—41.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 127—An act to amend Sections 6111 and 6112 of the Diseases and Professions Code, relating to the voluntary solicitation and procurement of business for attorneys.

Bill read third time, and passed by Senator Stuart.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backlund, Bostler, Christensen, DeWitt, Donnelly, Foss, Gower, Hansen, Holmquist, Lageman, McArthur, McFarlane, Miller, Morse, Nissen, O'Sullivan, Peterson, Pihlman, Quirk, Rasmussen, Ross, Sturgeon, Stuart, Strom, Sundberg, Sundquist, Symons, Teale, Way, and Williams—41.
NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 295—An act to add Section 7031.5 to the Business and Professions Code, and to amend Section 3800 of the Labor Code, relating to contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Christensen, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Sturgeon, Symons, and Way—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 85—An act to amend Sections 5081 and 5083 of, and to add Sections 5081.1, 5081.2 and 5081.3 to, the Business and Professions Code, relating to the practice of accountancy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Christensen, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Pittman, Quick, Rattigan, Rees, Schrade, Short, Symons, Way, and Weingand—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 61—An act to amend Section 9540 of the Business and Professions Code, relating to the dry cleaning industry.

Bill read third time.

Previous Question

Senator McCarthy moved the previous question.

Motion carried.

The question being on the passage of Senate Bill No. 61.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Pittman, Quick, Rees, Schrade, Sedgwick, Short, Symons, and Way—26.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 78—An act to amend Section 28157 of the Government Code, relating to county officers.

Bill read third time, and presented by Senator Symons.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Pittman, Quick, Rees, Schrade, Short, Symons, and Way—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 33—Relative to directing the State Department of Social Welfare to inquire into and eliminate duplicative investigative procedures.

Resolution read, and presented by Senator Rees.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Pittman, Quick, Rees, Schrade, Short, Symons, and Way—24.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 86—An act to amend Section 24100 of the Water Code, relating to irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Collier, Dolwig, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Pittman, Quick, Schrade, Short, and Way—22.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 890: By Senator Rattigan—An act to amend Section 70047.5 of the Government Code, relating to compensation of official reporter.

Referred to Committee on Local Government.

Senate Bill No. 891: By Senator Teale—An act to add Section 5333 to the Revenue and Taxation Code, relating to property tax exemptions.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 892: By Senators O'Sullivan, Murdy, Donnelly, and Holmdahl—An act to add Section 1714.7 to the Civil Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 893: By Senator O'Sullivan—An act to add Section 9708 to the Government Code, relating to legislative printing.

Referred to Committee on Rules.

Senate Bills No. 894: By Senator O'Sullivan—An act to amend Section 9765 of the Government Code, relating to marginal notes for the statutes.

Referred to Committee on Judiciary.

Senate Bill No. 895: By Senator O'Sullivan—An act to amend Section 13606 of the Government Code, relating to the compiling and publication of the State Blue Book.

Referred to Committee on Rules.

Senate Bill No. 896: By Senator Sturgeon—An act to add Sections 3.5, 3.6, 3.7 and 3.8 to the San Luis Obispo County Flood Control and Water Conservation District Act (Chapter 1294, Statutes of 1945), relating to the San Luis Obispo County Flood Control and Water Conservation District.

Referred to Committee on Local Government.

Senate Bill No. 897: By Senator Geddes—An act to amend Section 308 of the Penal Code, relating to furnishing of tobacco to minors.

Referred to Committee on Judiciary.

Senate Bill No. 898: By Senators Rodda, Farr, Grunsky, Donnelly, and Murdy—An act to amend Sections 1602, 1613, 1621, 1641, 1642, 1681, 1723, 1724, 1745, 1749, 1750, 1752, 1771, 1781, 1782, 1783, 1792, 1793, 1794, 1795, 1811, 1812, 1813, 1815, 1833, 1834, 1871, 1873, 1875, 1876, 1877, 1878, 1883, 1884, 1885, 2021, 2022, 2031, 2051, 2052, 2053, 2094, 2363, 2366, 2367, 2431, 2432, 2451, 2491, 2493, 2494, 2511, 2512, 2621, 2622, 2623, 2624, 2627, 2641, 2642, 2643, 2644, 2645, 2647, 2671, 2672, 2673, 2674, 2721, 2722, 2724, 2762, 2765, 2767, 2768, 2884, 2898, 3152, 3167, and 3489 of the Education Code, relating to school district organization.

Referred to Committee on Education.

Senate Bill No. 899: By Senator Rattigan—An act to amend Section 484 of the Penal Code, relating to the crime of obtaining money or property by false pretenses.

Referred to Committee on Judiciary.

Senate Bill No. 900: By Senator Rattigan—An act to add Section 484.5 to the Penal Code, relating to the crime of fraud.

Referred to Committee on Judiciary.

Senate Bill No. 901: By Senator Cobey—An act to amend Sections 4311 and 4319 of the Agricultural Code, relating to milk sales stimulation consumer educational programs.

Referred to Committee on Education.

Senate Bill No. 902: By Senator Sturgeon—An act to add Section 201 to, and to repeal Section 2015 of, the Welfare and Institutions Code, relating to the administration of public assistance.

Referred to Committee on Social Welfare.

Senate Bill No. 903: By Senator Pittman—An act to amend Section 37101 of, and to add Section 37101.5 to, the Government Code, relating to city license taxes upon contractors.

Referred to Committee on Business and Professions.

Senate Bill No. 904: By Senator Pittman—An act to amend Section 37101 of, and to add Section 37101.5 to, the Government Code, relating to city license taxes upon contractors.

Referred to Committee on Business and Professions.

Senate Bill No. 905: By Senator Bradley—An act to add Section 656 to the Government Code, relating to real property in which the State has a remainder or undivided fractional interest.

Referred to Committee on Local Government.

Senate Bill No. 906: By Senator Bradley—An act to amend Section 11750.3 of the Insurance Code, relating to rating organizations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 907: By Senator Bradley—An act to add Part 12 (commencing with Section 54000) to Division 15 of the Water Code, relating to reclamation districts.

Referred to Committee on Local Government.

Senate Bill No. 908: By Senator Bradley—An act to amend Sections 31033 and 35401 of, to add Article 6 (commencing with Section 32970) to Chapter 4, Part 8, Division 12 of, and Chapter 5 (commencing with Section 37750) to Part 8, Division 13 of, and Section 34054 to, the Water Code, relating to water districts.

Referred to Committee on Water Resources.

Senate Bill No. 909: By Senator Bradley—An act to amend Sections 9126 and 9201 of the Public Resources Code, relating to soil conservation districts.

Referred to Committee on Local Government.

Senate Bill No. 910: By Senator Dolwig—An act to amend Section 3209.3 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 911: By Senator Dolwig—An act to add Section 5311.5 to the Labor Code, relating to workman's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 912: By Senator Dolwig—An act to amend Section 5307 of the Labor Code, relating to workman's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 913: By Senators Geddes and Rodda—An act to amend Section 6902 of the Government Code, relating to vending machines for the blind.

Referred to Committee on Social Welfare.

Senate Bill No. 914: By Senators Geddes and Rodda—An act to amend Section 6904 of the Government Code, relating to vending stands for the Blind.

Referred to Committee on Social Welfare.

Senate Bill No. 915: By Senator Christensen—An act to amend Section 16601 of the Business and Professions Code, relating to contracts in restraint of trade.

Referred to Committee on Public Health and Safety.

Senate Bill No. 916: By Senator Sturgeon—An act to add Section 5100.1 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 917: By Senator Short—An act to amend Section 2763 of the Business and Professions Code, relating to the practice of nursing.

Referred to Committee on Business and Professions.

Senate Bill No. 918: By Senators O'Sullivan and McCarthy—An act to amend Section 12608 of the Business and Professions Code, relating to containers.

Referred to Committee on Business and Professions.

Senate Bill No. 919: By Senator Collier—An act to amend Sections 3084 and 4020 of the Welfare and Institutions Code, relating to the amount of grants for recipients of public assistance.

Referred to Committee on Social Welfare.

Senate Bill No. 920: By Senator Collier—An act to repeal Section 2181.06 of the Welfare and Institutions Code, as added by Chapter 1994 of the Statutes of 1961, relating to earnings of spouses of old age aid recipients.

Referred to Committee on Social Welfare.

Senate Constitutional Amendment No. 14: By Senator Gibson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending the second sentence of Section 1 $\frac{1}{4}$ of Article XIII thereof, relating to the veterans' tax exemption.

Referred to Committee on Military and Veterans Affairs.

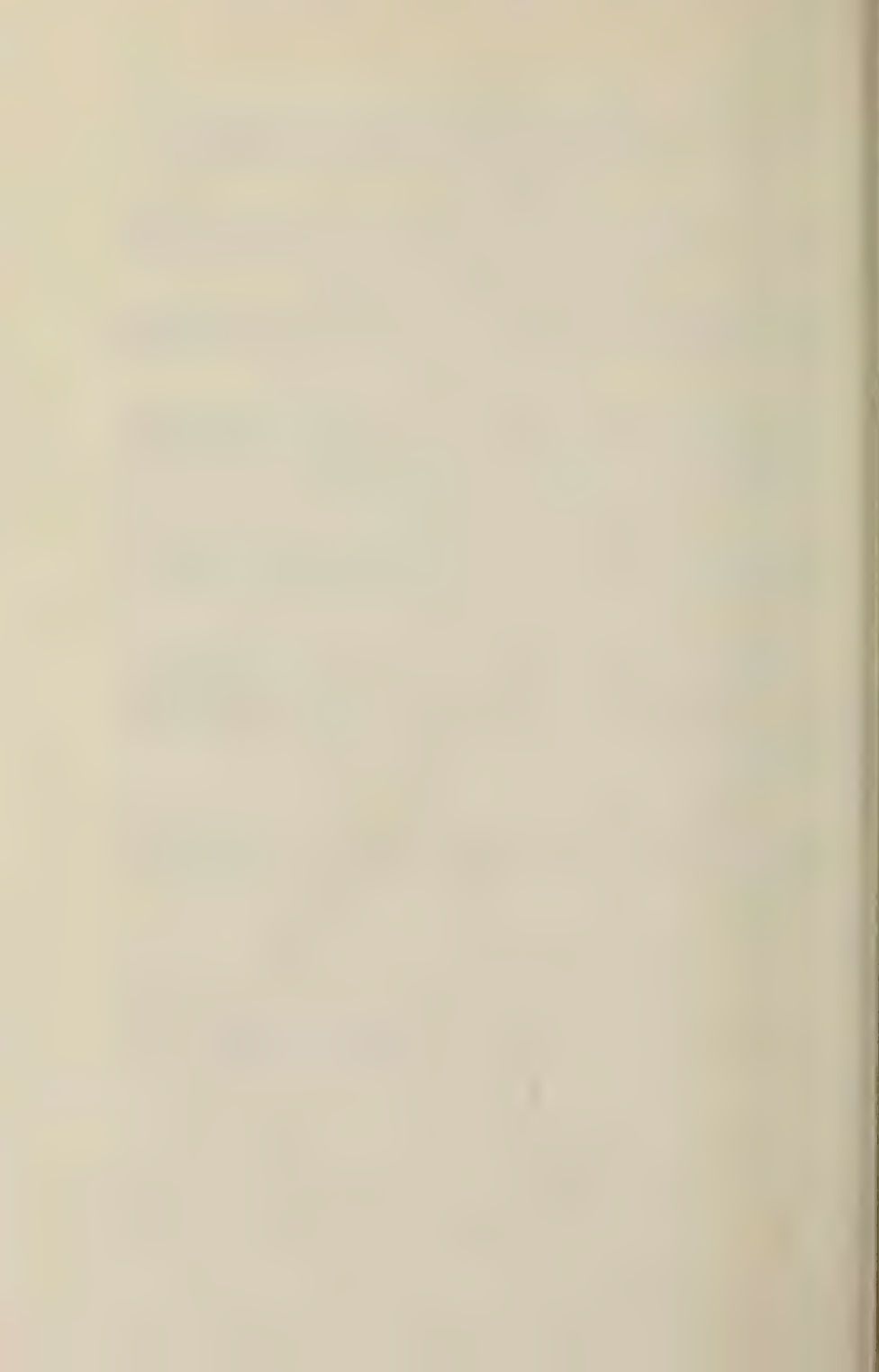
Senate Constitutional Amendment No. 15: By Senator Gibson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending the first sentence of Section 1 $\frac{1}{4}$ of Article XIII thereof, relating to the veterans' tax exemption.

Referred to Committee on Military and Veterans Affairs.

ADJOURNMENT

At 4.42 p.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 11 a.m., Friday, March 8, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-EIGHTH LEGISLATIVE DAY

FORTY-FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, March 8, 1963

The Senate met at 11 a.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.
Secretary J. A. Beek at the desk.**ROLL CALL**

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

In humble prayer we turn to Thee, O Lord, this day; so that all our thoughts, words and actions may begin in Thee that when we have reached the end of the day, and the shadows lengthen into evening; we will be able to say with love in our hearts the words of David, King and Prophet, "In the simplicity of my heart, O Lord, joyfully I have given Thee my all." AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Grunsky, on motion of Senator Dolwig, on legislative business.
Senator Teale, on motion of Senator Miller, on legislative business.
Senator Gibson, on motion of Senator Cameron, on legislative business.

ANNOUNCEMENT BY SENATOR RATTIGAN RE SENATOR STIERN

Senator Rattigan announced that this is the anniversary of the day that our colleague and good friend, Senator Stiern, was born, and was joined by the Members and Officers of the Senate in wishing Senator Stiern a Happy Birthday.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Oak Grove School of San Jose: Charles Cook, principal; J. P. vanEttinger, teacher; Mrs. James Bonetti, parent; and Mrs. Robert Sakamoto, parent. *Students*—Jimmie Aguilar, Celsa Alonso, Nancy Bonetti, Julian Cavazos, Horacio Davila, Victor Davila, Michael Gallegos, John Guardado, Clifford Hidalgo, Lynne Labrucherie, Elaine Mark, Alfred Okubo, Vincent Romero, David Sakamoto, Patricia Senner, Patricia Swank, JoAnne Uchiyama, Beverly Wiebe, Robert Yasutake, and Carmen Zuniga.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. J. O. Petersen of San Carlos, and Bob Petersen, a student of Central Grammar School, San Carlos.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert L. Sigerson of San Luis Obispo.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Riverside City College Eastern Conference Champion Basketball Team: Joseph Barnes, Robert Glasgow, Thomas Quast, Thomas Ferraro, Jack Irons, Richard Myers, Teddie Looper, Jack Shannon, Bill Kratha, and George Lenertz.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to students of the following high schools, who are in Sacramento to attend the Camellia City Tournament of Champions, the host school being Norte Del Rio High School: *Tamalpais High School*—Bill Nelson, Chris Schvepbach, Jim Durbin, Art Foster, Tami Bell, Steve Novacek, Jerry Taylor, Manager; Cedric Collett, Art Ford, Bill Gillingham, Ellis Williams, Robin Prosch, Warren Domino, Bob Wall, Manager; and Ron Gilliam, Manager. *St. Mary's High School*—Jerrold McConnell, John Guillory, Chas Ortman, Reggie Kellum, Ron Trujillo, Thomas Garrity, Walter Miller, Marc Jamison, Robert Kaliski, Philip Wanlin, Bernard Dignan, Larry Casey, Mike Ready, Billy Sapenter, Ron Smith, and John Buss, Manager. *Pittsburg High School*—Ron Montgomery, Larry Fields, Don Lawson, John Pappas, Sal Rodriguez, George Kelso, Ken Ostertag, Darvester Lawson, Cecil Abono, Al Britton, Al Wright, and Rodrigo Perez. *McClatchy High School*—Paul Fuller, Terry Nelson, Roy Holmstead, Danny Bince, George Schoenberger, Frank Radich, Phil Abben, Phil Stuto, Bill Kelso, Steve Brown, Steve Laugenour, Dwight Jones, Craig Leedy, Alan Holmstrom, and Jon Petersen. *El Camino High School*—Bob Krulish, Rusty Ertle, Eric DeGooyer, Bob Brooks, Bob Steward, Andy Clark, Mike Rushton, Kelly Jenson, Bob James, Jeff Brown, Dick Kassis, Harry Machen, and Dale McGrew. *Thomas Downey High School*—Nick Chipponeri, Mike Cosgrove, Charles Cran, Larry Graves, Jim Green, Terry Hearne, Mike Hiebert, Paul Lang, Tim Howard, Bob Leitzke, Bill Lippert, Gary Rupp, Morrie Rupp, and Jim Thompson. *Montcrey High School*—Ambrous Jacobs, James Irving,

Rick Rhoda, Bert Tackaberry, Kief Tackaberry, George Adkins, Charlie Robinson, John Reed, Willy Wright, Sandy McFarland, Mike McGovern, Sam Perkins, and Ben Edwards. *Edison Sr. High School*—Walter Watts, Victor Olamit, Keith Williams, Dennis Jones, Albert Olamit, Jim Fabionar, Fred Vickers, Charles Jones, Phillip Gross, L. W. Taylor, Eddie Hatley, and James Smith.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to H. J. Crosthwaite, coach; and Merrill Douglas, Director of Physical Education, and the following team members of the San Diego City College: H. W. Ramsey, Joseph Matthews, Wilson Moore, Everette Greenword, Nick Barkett, John Boeko, Clifford Ashford, Nick Alessio, Jim Pledger, and David Sickels.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bert Broemmel, Assessor of Marin County.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Donovan McClord, Donalyn and Jerry, and Mrs. Bill Eisemann, of La Mesa.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ford Chatters of Lindsay, and Shigehiro Nakamura, high school student from Kochi, Japan.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Horace H. Crow, Jr.; Mr. George Whitmire; and Mr. Frank J. Lawler, all of Santa Rosa.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Don Patterson of Lemoore.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. A. Roland Walker, Superintendent, Ventura Elementary School District.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Melanie Healy, and Caroline Beard, students of Dominican High School; and Mrs. J. William Beard and Mr. J. William Beard, Chairman of the Industrial Accident Commission, all of Marin County.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Vernon Scooner of El Centro.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. L. E. Ransom and Mrs. F. V. Frey, both of Pasadena.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests who are in Sacramento to attend the Credit Union Legislative Conference: Robert L. Sigerson, San Luis Obispo; Rose A. Connally, Albany; Mr. and Mrs. Wm. Calhoon, Bakersfield; William D. Richards, Alhambra; Mrs. Eleanor T. Rogers, San Rafael; Mrs. Marjorie M. Snoen, Ukiah; Leonard F. Schmidt, Covina; Mrs. Leonard F.

Schmidt, Covina; Clyde Baker, Clayton; James H. Anderson, Eureka; Robert S. Fraser, Sacramento; John J. Nacheo, San Diego; Mr. and Mrs. Frank Minahan, San Francisco; E. Paul Lieberg, Rosemead; Lela M. LeBlanc, San Jose; Tila Horton, Hayward; F. Walter Sumner, Vernon; James W. Brown, Hawthorne; Mrs. James W. Brown, Hawthorne; Mrs. Lorene Galivan, San Bernardino; Hal Stephens, Richmond; Vernon Seones, Calexico; Vernon Snapp, Modesto; Frank J. Lawler, Santa Rosa; James G. Hensel, Fullerton; Ralph Winchester, Altadena; Stephen E. Kellogg, San Francisco; Chas. A. Stiefelmaier, San Francisco; Forest R. Frederick, Walnut Creek; Elvin O. Snider, San Bernardino; James H. Price, Jr., Oakland; Mr. and Mrs. Claude Trimble, Ukiah; Mary Juliano, San Jose; Henry J. Heide, Oakland; Robert B. Thompson, Richmond; A. E. Swanson, Los Angeles; Gerda Nicholson, Corte Madera; Charles M. Rossie, Los Angeles; Donald T. Erb, Oakland; Peter Steinhauer, Fresno; Larry Ransom, Pasadena; Wm. R. Fagan, San Francisco; Dick C. Henry, Sacramento; Mildred Boyd, Fresno; Phyllis Parenti, San Francisco; Robert F. Crystal, Los Angeles; Philip L. Bill, San Francisco; Kenneth S. Greathead, Oakland; R. M. Hicks, Fresno; Dave Walton, Riverside; James Foster, Los Angeles; S. M. Purdy, Antioch; Mr. and Mrs. Wm. Wallace, Redwood City; Jack Mackrodt, San Leandro; George Error, San Rafael; Felicia Marg, San Francisco; John L. Stewart, San Francisco; Horace Crow, Jr., Santa Rosa; George Whitmire, Santa Rosa; Dorothy Hopkins, Oakland; Martin J. Bouman, San Diego; Marion Hune, Bakersfield; Harry Van Horne, Bakersfield; John Lucas, Bakersfield; Margaret Howe, Bakersfield; Ludie Grizzle, Fullerton; James Ferrell, Richmond; Edwin F. Howard, Sacramento; Robert H. Morrison, Sacramento; Herman T. Guayante, Los Angeles; Mr. and Mrs. Harry Hallenberg, Los Angeles; Col. Joseph L. Ward, Mather AFB; Ray Clow, Sacramento; Fred Higgs, Jr., Rio Linda; Ernest C. Boyer, Long Beach; Willard Wredberg, Salinas; John Bertagnoli, Napa; H. A. Disbrow, Vallejo; Doris Wandell, Fremont; Frank McBean, San Francisco; Gracia O. Ignacio, Broderick; Sofronio V. Calica, Sacramento; Francisca L. Beninsig, Sacramento; Clarence Murphy, Oakland; Harry Rodney, Orinda; Robert W. Davis, Madison; W. Marvin Draper, Fremont; C. Frank Pratt, San Francisco; and R. E. Venable, San Lorenzo.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Winton Elementary School of Merced County: *Adults*—James W. Love, H. A. Bowman, James D. Bennight, Mrs. Eloise Thatcher, Mrs. Elsie Powell, Mrs. Sid Ortiz, Mrs. W. H. Mooneyham, Lloyd Varner, and Mrs. Sybil N. Crookham. *Students*—Thomas Powell, Randall Robins, Jean Robinson, Wade Shaw, Michael Stalnaker, Marjorie Stark, Ned Sodja, Danny Thatcher, Larry Thompson, Richard Urline, Don Vargas, Donald Varner, Larry Voth, Trudy Walter, Mark Whiteley, Carolyn Walker, Lucille Wittner, Alyce Woodward, Colleen Alito, James Balding, William Botwright, Ronnie Bow, Carol Brooks, John Bryant, James Callon, Diane Chandler, Barbara Coatney, Michael Cobb, Marsha Damron, Randy Damron, Lonny Desmarteau, Linda Dixon, Florence Dotson, Karen Esau, Evageline Friesen, Stanley

Friesen, Richard Garibay, Amalia Gastelum, Lester Giesbrecht, Gary Harris, William Hart, Derris Hedlund, Patty Hernandez, Stephen Hoffman, Fred Howard, Wilma Jeffries, Glenn Koehn, Tom Lackey, Michael Lawler, Kathy Lena, Frank Leo, Carl Lienthal, Dennis Lingenfelter, Betty Magar, Galen Martens, Carol Mooneyham, Lynda Nunes, Norman Orr, Danny Ortiz, and Joe Ortiz.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Brookside School of San Anselmo: *Adults*—Mrs. R. Powers, Mrs. Guido Zanotti, Mrs. Bert LeBeck, Mrs. R. H. Hybert, and Mrs. Jack L. Strauss. *Students*—Charles Alvarez, Fred Angeli, Adrienne Ardito, Eric Backman, Stuart Clemons, Tom Cunningham, Daniel Elliott, Scott Hauge, Patricia Hansen, Andrea Hefin, Charles Hodge, Dorothy Jamison, Allen Jones, Michael Jones, David Kaprones, Becky Kettenhofen, Nancy Landreville, Helena Madsen, Robyn McKinley, Richard Miller, Philip Moessmer, Joseph Murphy, Barrett Nicol, David Powers, Rogers Phelps, John Phillips, Mary Ann Rechfertig, Victoria Schmidt, Smita Singh, John Stillian, Jan Swaney, Susan Tate, Nancy Thompson, Dorothy Zanotti, Roger Auer, Dennis Chesley, Chris Clyde, Jean Cronin, William Erb, Edward Gerson, Bruce Hall, Jerri Heim, Marianne Holcomb, William Hybert, Anthony Iacopi, Lottie Kabolokula, George Kalogiannis, Suzanne Kehde, Robert Keys, Michael Krause, Karen Lampson, Anne LeBeck, Ursula Lenz, Dorothy Luders, William Murray, Mary Oakander, Ernie Parrott, Melissa Rainey, Peter Rivara, Donald Salisbury, Peter Schwab, Dana Strauss, Danny Tevis, Leslie Travis, Dennis Wahlberg, Michael Wylie, Ruby Van Deutekom, Marie Van Deutekom, Marie Brand, and Christina Brand.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Monterey High School Basketball Team: Eric Bernhard, Sandy McFarland, Willie A. Wright, Charles Robinson, Jr., Keif Tackaberry, Burt Tackaberry, Sammy Perkins, Mike McGovern, Ambrous Jacob, Rick Rhoda, George C. Adkins, John W. Reed, James Irving, Ben Edwards, and Paul Guffin.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Assemblyman Joe A. Gonsalves of Dairy Valley; Mr. L. E. Ransom of Pasadena; and Mr. F. V. Frey of Pasadena.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ronny Stephens of Santa Ana.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA—REVENUE AND MANAGEMENT AGENCY
DEPARTMENT OF FINANCE, STATE BUILDING STANDARDS COMMISSION
1209 EIGHTH STREET, ROOM 109
SACRAMENTO 14, March 5, 1963

Honorable Glenn M. Anderson
Lieutenant Governor of California
State Capitol, Sacramento

DEAR LIEUTENANT GOVERNOR ANDERSON: Pursuant to Section 18909 of the Health and Safety Code which requires the commission to submit a biennial report

of its activities with both houses of the Legislature and the Governor, the State Building Standards Commission hereby submits its Fifth Biennial Report.

Sincerely,

STATE BUILDING STANDARDS COMMISSION
By HARRY A. COBDEN, Executive Secretary

Enc.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 7, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 124

Senate Bill No. 148

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 15

Senate Bill No. 320

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, March 5, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 344

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first re-refer to Committee on Finance.

COLLIER, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Public Health and Safety

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 492

Senate Bill No. 241

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

STIERN, Chairman

Above reported bills ordered to second reading.

Committee on Military and Veterans Affairs

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 454

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be placed on the Consent Calendar.

CHRISTENSEN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 560

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

CHRISTENSEN, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 334

Assembly Bill No. 52

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 78

Senate Bill No. 69

Senate Bill No. 249

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 346

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Institutions

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Institutions, to which was referred:

Senate Bill No. 534

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 534

Senator Rees moved that Senate Bill No. 534 be amended and re-referred to Committee on Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 534—An act to add Section 7011.5 to the Welfare and Institutions Code, relating to care of persons in state mental institutions.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "act", insert "to amend Sections 7009 and 7010 of, and".

Amendment No. 2

In line 1 of the title, after the second "to", insert a comma.

Amendment No. 3

On page 1, strike out lines 1 to 7, inclusive and insert

"SECTION 1. Section 7009 of the Welfare and Institutions Code is amended to read:

7009. The county from which each mentally deficient person is committed shall pay the State *a portion of* the cost of the care of such person, for the time the person committed remains an inmate of a state hospital for the mentally deficient or mentally ill or on leave of absence to a licensed hospital, facility or boarding home for the care of such persons, at the monthly rate therefor fixed as provided in Section 7010.

SEC. 2. Section 7010 of said code is amended to read:

7010. The *portion of the* cost of such care *payable by the county* shall be determined by the Department of Mental Hygiene from time to time, subject to the approval of the Department of Finance, but in no case shall it exceed the rate of forty dollars (\$40) per month.

SEC. 3. Section 7011.5 is added to said code, to read:

7011.5. Each mentally deficient person and his estate shall pay the department for the cost of such person's care and maintenance while in the state hospital and while on leave of absence at state expense, less the sums payable therefor by the county. The provisions of Sections 6651 and 6652 of this code shall govern the assessment, cancellation, collection, and refund of charges for such care and maintenance.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 531

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 531

Senator Miller moved that Senate Bill No. 531 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 531—An act to amend Section 24013 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "dismiss protests at any time", and insert "reject protests at any time before the hearing".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 602

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 602

Senator Regan moved that Senate Bill No. 602 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 602—An act to add Section 11690 to the Health and Safety Code, relating to evidence in narcotic cases.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, after line 8, of the printed bill, insert
"This section shall not be construed to prohibit a reasonable search of any vehicle within the curtilage of a dwelling when such search is made within the immediate vicinity of the place of lawful arrest."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 558

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 558

Senator Cobey moved that Senate Bill No. 558 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 558—An act to amend Sections 15502, 15507, 15509, 15519, 15520 and 15524 of the Corporations Code, relating to limited partnerships.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 22, of the printed bill, strike out the period, and insert a comma.

Amendment No. 2

On page 2, line 3, strike out the period, and insert a comma.

Amendment No. 3

On page 2, line 5, strike out the period, and insert a comma.

Amendment No. 4

On page 2, line 9, strike out the period, and insert a comma.

Amendment No. 5

On page 2, line 12, strike out "and".

Amendment No. 6

On page 2, line 14, strike out the period, and insert ", and".

Amendment No. 7

On page 3, between lines 3 and 4, insert

"(c) The statement of powers set forth in subdivision (b) shall not be construed as exclusive or as indicating that any other powers possessed or exercised by a limited partner shall be sufficient to cause such limited partner to be deemed to take part in the control of the business within the meaning of subdivision (a)."

Amendment No. 8

On page 4, line 17, strike out "or insanity", and insert ", insanity, removal or failure of re-election".

Amendment No. 9

On page 4, line 43, strike out "or".

Amendment No. 10

On page 4, line 46, strike out the period, and insert ", or".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Social Welfare**

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Assembly Bill No. 58

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WEINGAND, Vice Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 58

Senator Weingand moved that Assembly Bill No. 58 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 58—An act to amend and renumber Section 143.01 of, to amend the chapter heading of Chapter 1 (commencing with Section 3000) of Part 1 of Division 5 of, to amend Sections 452, 3002, 3003, 3004, 3005, 3006, 3009, 3011, 3025, 3026, 3040, 3041, 3042.10, 3045, 3046, 3049, 3051, 3078, 3081, 3083, 3083.1, 3083.3, 3084.1, 3087, 3087.1, 3087.5, 3088.5, 3447, 3447.1, 3447.2, 3460, 3472.1, and 3473 of,

to add Sections 439, 459, and 3041.5 to, and to repeal Sections 2181.06, as added by Chapter 1994 of the Statutes of 1961, 3401.5, 3404, 3405, 3408, 3411, 3421, 3430, 3431, 3433, 3445, 3446, 3447.15, 3447.25, 3447.3, 3448, 3449, 3451, 3461, 3462, 3462.1, 3470, 3471, 3471.5, 3473.2, 3474.5, 3475, and 4163.5 of, the Welfare and Institutions Code, relating to public assistance.

Bill read second time.

Motion to Amend

Senator Weingand moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate February 27, 1963, after "Sections", insert "425".

Amendment No. 2

In line 3 of the title, after "452," insert "2020, 2020.002,".

Amendment No. 3

In line 4 of the title, strike out "3006, 3009," and insert "3005.10, 3006,".

Amendment No. 4

In line 6 of the title, strike out "3084.1, 3087, 3087.1," and insert "3084, 3084.01,".

Amendment No. 5

In line 7 of the title, after "3460," insert "3472, 3472.01,".

Amendment No. 6

In line 8 of the title, after "tions," insert "114.6, 433, 434, 435, 436, 437, 438,".

Amendment No. 7

In line 8 of the title, strike out "459," and insert "441, 460,".

Amendment No. 8

In line 8 of the title, strike out "and 3041.5", and insert "3041.5, 3043.5, and 4162".

Amendment No. 9

In line 8 of the title, after "Sections", insert "1553, 1554, 1555, 1556, 2025,".

Amendment No. 10

In line 9 of the title, after "1961," insert "2186, 2186.1, 2187, 2188, 2189, 2225, 2226, 3009, 3084.1, 3087, 3087.1, 3087.2, 3087.3,".

Amendment No. 10.5

In line 12 of the title, strike out "and", and insert "3480, 3481, 3482,".

Amendment No. 10.6

In line 12 of the title after "4163.5", insert ", 4185, and 4188".

Amendment No. 11

In line 14 of the title, after "assistance", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 12

On page 1, strike out lines 1 to 6, inclusive, and insert
"SECTION 1. Section 114.6 is added to the Welfare and Institutions Code, to read:

114.6. Where the Department of Social Welfare causes to be published for public distribution informational pamphlets and related materials relating to public assistance programs administered or supervised by the department, they shall be printed in English and separately in Spanish, or at the discretion of the department, in English and Spanish, in such numbers as the department may determine.

SEC. 2. Section 143.01 of said code is amended and renumbered to read:

458. If a recipient".

Amendment No. 13

On page 2, between lines 7 and 8, insert

"SEC. 1.2. Section 425 of said code is amended to read:

425. Unless otherwise stated, the provisions of this chapter shall apply to any public assistance program established by this code for which federal funds are re-

ceived by this State, and shall also apply to the aid to the potentially self-supporting blind program established under Chapter 3 (commencing with Section 3400) of Part 1 of Division 5 of this code. The terms "applicant" and "recipient," as used in this chapter, refer to any person applying for or receiving aid under any such public assistance program.

Sections 433 through 437 do not apply to medical assistance for the aged as provided for in Chapter 1 (commencing with Section 4700) of Part 4 of Division 5 of this Code.

SEC. 1.3. Section 433 is added to said code, to read:

433. During such time as grants-in-aid are provided or made available by the United States government for public assistance in this State, the State Treasurer shall pay to each county from the sums so granted (1) an amount which shall be used exclusively as public assistance equal to the full amount of any sums received from the United States government as public assistance in respect to recipients within the provisions of this chapter maintained or supported by the county; and (2) an additional amount equal to such county's proportionate share of any amount so granted or made available to this State by the United States government for the costs of administering such aid, which additional amount shall be used exclusively for paying such administration costs. The State Department of Social Welfare shall determine the portion of the amount so granted or made available for administration costs to be paid to the counties, which portion for each county shall bear the same proportion to the total amount made available to this State for such administrative costs that the administrative costs of that county bear to the total administrative costs of all counties and of the State. The State Board of Social Welfare shall adopt rules and regulations which shall be of uniform application for determining the proportionate shares for such quarter to each county under the provisions of Sections 433 and 435.

SEC. 1.4. Section 434 is added to said code, to read:

434. During such times as grants-in-aid are provided or made available by the United States government for the purpose of defraying any portion of the costs of administration incurred for public assistance, the State Treasurer shall pay to each county an amount equal to such county's proportionate share of the sum so granted for the cost of administration which amount shall be used exclusively for paying such administration costs. The State Department of Social Welfare shall determine the portion of the amount so granted or made available for administration costs to be paid to the counties, which portion shall be determined pursuant to rules and regulations of the State Board of Social Welfare and shall be not less than one-half of the amount so granted or made available. The State Board of Social Welfare shall adopt rules and regulations which shall be of uniform application for determining the proportionate shares of the respective counties of the portion so determined to be paid to such counties.

This section shall become operative and shall supersede Part 2 of Section 433 during such times as grants by the United States government, provided or made available to defray any portion of administration costs incurred for public assistance, are not computed as a proportion of such costs of administration. Whenever this section is in effect, all other sections referring to Section 433 shall also be deemed to refer to Section 434.

SEC. 1.5. Section 435 is added to said code, to read:

435. From the sums appropriated therefor by the State of California, the State Treasurer shall pay to each county an additional amount, which shall be used exclusively for public assistance, equal to that proportion of the aid grants paid by the county under each public assistance program to which this chapter relates as is specified in the appropriation for that program contained in the law governing the program, after deducting from the sums so expended the amount paid to the county under subdivision (1) of Section 433 of this code.

SEC. 1.6. Section 436 is added to said code, to read:

436. The method of computing and paying the amounts provided for in Sections 433 and 435 for each quarter shall be as follows:

(a) The State Department of Social Welfare shall, prior to the beginning of each quarter, estimate the amount to be paid for such quarter to each county for public assistance under the provisions of Sections 433 and 435.

(b) The State Department of Social Welfare shall then certify to the State Controller the amounts so estimated by it for each county, reduced or increased as the case may be, by any sum by which it finds that its estimate for any prior quarter was greater or less than the amount which should have been paid to the county under this chapter for such quarter, except to the extent that such sum has been applied to make the amount certified for any prior quarter greater or less than the amount estimated by the State Department of Social Welfare for such prior quarter.

(c) The State Controller shall thereupon draw the necessary warrants, and prior to audit or settlement by the State Department of Social Welfare, and the State Controller, the State Treasurer shall pay to the treasurer of each county the amount so certified.

Upon the order of the Department of Social Welfare, the amount approved for the quarter may be paid in monthly installments and, if paid in monthly installments all necessary adjustments for the prior quarters shall be made by additions or deductions from the allowance for the first month of each new quarter or in the manner prescribed by the State Department of Social Welfare.

SEC. 1.7. Section 437 is added to said code, to read:

437. (1) Reports of amounts paid out for public assistance shall be presented by the respective counties at times and in the form prescribed by the State Department of Social Welfare. (2) Such reports shall be audited by the State Department of Social Welfare and the State Controller and, when and in the amount approved, shall be allowed to the county as a credit to apply against advances made under the terms of Section 436.

SEC. 1.8. Section 438 is added to said code, to read:

438. Any recipient who becomes ineligible for aid under the public assistance program under which he is receiving aid, but appears to be eligible for aid under another public assistance program, shall be so informed, and his application for aid under that other program taken promptly, so that there is no interruption in warrant payments to the recipient."

Amendment No. 14

On page 2, line 8, strike out "1.2." and insert "1.9."

Amendment No. 15

On page 2, between lines 15 and 16, insert

"SEC. 1.10. Section 460 is added to said code, to read:

460. If, when, and during such times as the United States government increases or decreases its contributions for any public assistance program in this State above or below the amount being paid on January 1, 1963, or above or below the amount payable as a result of any such increase or decrease, the maximum grants of aid provided in that program shall be increased or decreased by an amount equal to such increase or decrease by the United States government. It is the intent of the Legislature that any change in contributions by the United States government, whether increase or decrease, shall result in a corresponding change in the amount of the maximum grants prescribed in the public assistance program to which the increase or decrease relates.

In no event shall this section operate to decrease the maximum grant of aid prescribed in Section 2020 below one hundred five dollars (\$105) per month, prescribed in Section 3084, below one hundred twenty-two dollars (\$122) per month, or prescribed in Section 4020 below an average grant of one hundred dollars (\$100) per month.

It is also the intent of the Legislature that should the federal government require that any increase in assistance granted by it after May 1, 1955, be considered necessary to meet medical or health needs of the recipient, such increase shall be considered necessary to meet such medical or health needs."

Amendment No. 16

On page 2, line 16, strike out "1.3", and insert "1.11".

Amendment No. 17

On page 2, line 28, strike out "1.4. Section 459", and insert "1.12. Section 441".

Amendment No. 18

On page 2, strike out lines 29 to 31, inclusive, and insert

"441. Aid granted to a recipient shall not constitute a lien upon".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 19

On page 2, between lines 36 and 37, insert

"SEC. 1.14. Section 2020 of said code is amended to read:

2020. Amount of Aid Allowed. Any applicant shall be entitled to an amount of aid which, when added to the income of the applicant, equals one hundred five dollars (\$105) [dollars (\$100)] per month.

The amount of the grant as set forth in this section and Section 2020.002 shall be adjusted annually by the State Social Welfare Board to reflect any increases in cost of living occurring after January 1, 1962. The average of the separate indices of the cost of living for Los Angeles and San Francisco, as published by the United States Bureau of Labor Statistics shall be used as the basis for determining the changes in the cost of living. Whenever the cost of living increases by a percentage

which when multiplied by one hundred dollars (\$100) results in a product of one dollar (\$1) or more, this product adjusted to the nearer dollar amount shall be added to one hundred dollars (\$100) and to the maximum grant payable under Section 2020.002. The resultant sum shall be declared by formal action of the State Social Welfare Board to be the monthly grants payable under this section and Section 2020.002, respectively. In giving effect to the cost of living increase feature of this section the State Social Welfare Board shall select a base month for computation of the percentage change in the cost of living after January 1, 1962. The same month shall be used annually thereafter. The ordered change in the maximum grant shall become effective on the first day of the month following the expiration of a ninety (90) day period following the date of the formal action of the board directing the change.

In computing the amount of income determined to be available to support a recipient under this chapter the value of currently used resources shall be included but the value of casual income and inconsequential resources shall be excluded.

In any case where it is found that the need of an applicant exceeds the maximum provided by this section an additional amount of aid shall be paid as provided by Section 2020.002 of this chapter.

SEC. 1.15. Section 2020.002 of said code is amended to read:

2020.002. Any recipient whose need exceeds the amount of the maximum grant payable under Section 2020 shall be entitled to receive an additional amount as necessary to meet his need but in no event shall the sum of his grant and income exceed [one hundred sixty-five dollars (\$165)] *one hundred seventy dollars (\$170)* per month.

The additional grant provided by this section is to provide additional aid to persons with needs arising because of circumstances and situations not common to all recipients and not included or adequately covered by the allowance provided by Section 2020.

In determining the amount of grant payable under this section no consideration shall be given to voluntary contributions or grants from other public sources, private agencies, friends or relatives when such contributions or grants meet the following conditions:

1. The service to be provided is designated by the State Social Welfare Board and is not covered by an assistance allowance under this chapter, and

2. The contribution or grant would not be available for expenditure by or in behalf of the recipient unless it is used in accordance with the conditions imposed by the donor.

SEC. 1.16. Section 2025 of said code is repealed.

[2025. Increase or Decrease of Federal Contributions: Change in Amount of Aid: Maximum and Minimum: Legislative Intent. If, when, and during such times as the United States government increases or decreases its contributions in assistance of the aged in this State above or below the amount being paid on January 1, 1961, or above or below the amount payable as a result of any such increase or decrease, the maximum grant of aid provided in each of Sections 2020 and 2020.002 of this chapter shall be increased or decreased by an amount equal to the nearer dollar of such increase or decrease by the United States government. It is the intent of the Legislature that any change in contributions by the United States government, whether increase or decrease, shall result in a corresponding change in the amount of the maximum grant prescribed in Section 2020.

It is also the intent of the Legislature that should the federal government require that any increase in assistance to the aged in this State granted by it after May 1, 1955 be considered necessary to meet medical or health needs of the applicant or recipient, such increase shall be considered necessary to meet such medical or health needs.]”.

Amendment No. 20

On page 2, between lines 38 and 39, insert

“SEC. 2.5. Section 2225 of said code is repealed.

[2225. Aid granted under the provisions of this chapter shall not constitute a lien upon any property of the recipient.]

SEC. 2.6. Section 2226 of said code is repealed.

[2226. The cost of hospitalization furnished by a county to a recipient of aid under this chapter shall not constitute a lien against the personal property or personal effects of such recipient, or against an interment plot as defined in Section 7022 of the Health and Safety Code.]”.

Amendment No. 21

On page 3, strike out lines 2 to 11, inclusive, and insert

“3003. The department shall adopt no rule, regulation, or order under this chapter or Chapter 3 (commencing with Section 3400) of this part”.

Amendment No. 22

On page 3, between lines 26 and 27, insert

"SEC. 7.5. Section 3005.10 of said code is amended to read:

3005.10. As used in this chapter and Chapter 3 (commencing with Section 3400) of this part, "Department of Social Welfare" means the State Department of Social Welfare."

Amendment No. 23

On page 3, strike out lines 40 to 46, inclusive, and insert

"SEC. 9. Section 3009 of said code is repealed.

[3009. The cost of hospitalization furnished by a county to a recipient of aid under this chapter shall not constitute a lien upon any personal property or personal effects of such recipient, or against an interment plot as defined in Section 7022 of the Health and Safety Code.]"

Amendment No. 24

On page 5, between lines 14 and 15, insert

"SEC. 17. Section 3043.5 is added to said code, to read:

3043.5. If the sight of a recipient of aid under this chapter or Chapter 3 (commencing with Section 3400) of this part is restored, and he is otherwise eligible therefor, he shall be entitled to apply for and receive aid under Chapter 1 (commencing with Section 2000) of Division 3 of this code, notwithstanding the fact that he has not resided in this State for the period prescribed in Section 2160 of this code. His application for aid under Chapter 1 (commencing with Section 2000) of Division 3 shall be taken promptly, so that there is no interruption of warrant payments to him."

Amendment No. 25

On page 5, strike out lines 23 to 27, inclusive.

Amendment No. 26

On page 7, line 46, strike out "neuropsychiatry", and insert "neurology or psychiatry".

Amendment No. 27

On page 8, line 3, strike out "neuropsychiatry", and insert "neurology or psychiatry".

Amendment No. 28

On page 8, line 4, strike out "neuropsychiatry", and insert "neurology or psychiatry".

Amendment No. 29

On page 8, lines 6 and 7, strike out "neuropsychiatric", and insert "neurological or psychiatric".

Amendment No. 30

On page 8, between lines 39 and 40, insert

"SEC. 25.5. Section 3084 of said code is amended to read:

3084. Any applicant shall be entitled to an amount of aid which, when added to the income of the applicant from all other sources, equals one hundred *twenty-two* dollars (\$122) [fifteen dollars (\$115)] per month.

The amount of the grant as set forth in this section and Section 3084.01 shall be adjusted annually by the State Social Welfare Board to reflect any increases in the cost of living occurring after January 1, 1960. The average of the separate indices of cost of living for Los Angeles and San Francisco, as published by the United States Bureau of Labor Statistics, shall be used as the basis for determining the changes in the cost of living. Whenever the cost of living increases by a percentage which when multiplied by one hundred fifteen dollars (\$115) results in a product of one dollar (\$1) or more, this product adjusted to the nearer dollar amount shall be added to one hundred fifteen dollars (\$115) and to the maximum grant payable under Section 3084.01. The resultant sum shall be declared by formal action of the State Social Welfare Board to be the monthly grants payable under this section and Section 3084.01, respectively. In giving effect to the cost of living increase feature of this section the State Social Welfare Board shall select a base month for computation of the percentage change in the cost of living since January 1, 1960. The same month shall be used annually thereafter. The ordered change in maximum grant shall become effective on the first day of the month following the expiration of a ninety (90) day period following the date of the formal action of the board directing the change.

In computing the amount of income determined to be available to support a recipient under this chapter the value of currently used resources shall be included but the value of earned income which is exempt pursuant to Section 3084.3 and the value of casual income and inconsequential resources shall be excluded.

In any case where it is found that the need of an applicant exceeds the maximum provided by this section an additional amount of aid shall be paid as provided by Section 3084.01 of this code.

dollar (\$1) or more, this product adjusted to the nearer dollar amount shall be added to one hundred fifteen dollars (\$115) and to the maximum grant payable under Section 3472.01. The resultant sum shall be declared by formal action of the State Social Welfare Board to be the monthly grants payable under this section and Section 3472.01, respectively. In giving effect to the cost of living increase feature of this section the State Social Welfare Board shall select a base month for computation of the percentage change in the cost of living since January 1, 1960. The same month shall be used annually thereafter. The ordered change in maximum grant shall become effective on the first day of the month following the expiration of a ninety (90) day period following the date of the formal action of the board directing the change.

In computing the amount of income determined to be available to support a recipient under this chapter the value of currently used resources shall be included but the value of earned income which is exempt pursuant to this section and the value of casual income and inconsequential resources shall be excluded.

In any case where it is found that the need of an applicant exceeds the maximum provided by this section an additional amount of aid shall be paid as provided by Section 3472.01 of this code.

Annual net income from any of the following sources of a combined total value not exceeding one thousand two hundred dollars (\$1,200) increased by one-half of that part of the recipient's annual income which is in excess of one thousand two hundred dollars (\$1,200) shall not be considered for any purpose:

- (a) Income from applicant's labor or services;
- (b) The value of foodstuffs produced by the applicant or his family for his use or that of his family;
- (c) The value of firewood and/or water produced on the premises of the applicant or given to him by another for the applicant's use;
- (d) The value of gifts;
- (e) The value of the use and occupancy of premises owned and occupied by the applicant;
- (f) The net income from real and personal property owned by the applicant.

Income in addition to the above specified shall be computed on the basis of net income. For the purpose of enabling and encouraging a greater number of recipients of aid under this chapter to become self-supporting, all expenditures incurred by an applicant for or a recipient of aid under this chapter in effecting his plan to become self-supporting, including payments made for the purchase of material for fixtures and equipment needed by him in effecting such plan, shall be deducted from gross income in computing his net income for purposes of this chapter; provided, such payments shall not be more than one hundred dollars (\$100) per month.

SEC. 32.6. Section 3472.01 of said code is amended to read:

3472.01. Any recipient whose need exceeds the amount of the maximum grant payable under Section 3472 of this code shall be entitled to receive an additional amount as necessary to meet his need but in no event shall the sum of his grant and income exceed one hundred *seventy-two dollars (\$172)* [sixty-five dollars (\$165)] per month.

The additional amount granted by this section is intended to provide additional aid to persons with needs arising because of circumstances and situations not common to all recipients, which are not included or not adequately covered by the allowance provided by Section 3472.

In determining the amount of grant payable under this section no consideration shall be given to voluntary contributions or grants from other public sources, private agencies, friends or relatives when such contributions or grants meet the following conditions:

1. The service to be provided is designated by the State Social Welfare Board and is not covered by an assistance allowance under this chapter, and
2. The contribution or grant would not be available for expenditure by or in behalf of the recipient unless it is used in accordance with the conditions imposed by the donor."

Amendment No. 36

On page 12, line 21, strike out "3084.1", and insert "460".

Amendment No. 37

On page 12, lines 26 and 27, strike out "below ninety-nine dollars (\$99)", and insert "by operation of this section below one hundred twenty-two dollars (\$122)".

Amendment No. 38

On page 13, between lines 2 and 3, insert

"SEC. 34.5. Section 4162 is added to said code, to read:

4162. Any person who qualifies for assistance under the provisions of Chapter 1 (commencing with Section 4700) of Part 4 of Division 5 of this code shall be

presumed to be a needy disabled person within the meaning of Section 4000 of this code."

Amendment No. 39

On page 13, between lines 29 and 30, insert

"Sec. 59. Section 1553 of said code is repealed.

[1553. During such time as grants in aid are made available by the United States Government for aid to dependent children in this State, and accepted by this State, the State Treasurer, shall, from the sums so granted, pay to each county (a) an amount which shall be used exclusively as aid to dependent children, equal to that portion specified by the United States Government in so granting or making the sums available, not counting so much of such expenditure with respect to any child for any month as exceeds the maximum fixed by the United States Government in granting or making such sums available, and (b) an additional amount equal to such county's proportionate share of any amount so granted or made available to this State by the United States Government for the costs of administering such aid, which additional amount shall be used exclusively for paying such administration costs. The State Department of Social Welfare shall determine the portion of the amount so granted or made available for administration costs to be paid to the counties. The State Board of Social Welfare shall adopt rules and regulations which shall be of uniform application for determining the proportionate shares of the respective counties of the portion so determined to be paid to such counties.]

SEC. 60. Section 1554 of said code is repealed.

[1554. From the sums appropriated in Section 1510 of this code, the State Treasurer shall pay to the county, for each child to whom aid is given under the provisions of this chapter, an amount not to exceed the amount appropriated for each child in Section 1510 of this code. The amount to be paid by the State Treasurer for any needy child shall be computed as follows:

For each child who has residence in the State as defined by Section 1525, the amount granted by the United States Government and paid by the State Treasurer under the provisions of subdivision (a) of Section 1553 for such child shall be deducted from the total amount granted for the child pursuant to Section 1511 of this code, and 67.5 percent of the remaining sums shall be paid to the county by the State Treasurer. In no event shall this amount exceed the amount granted for a needy child by subdivision (a) of Section 1511 of this code.]

SEC. 61. Section 1555 of said code is repealed.

[1555. The method of computing and paying the amount provided for in Sections 1510, 1553 and 1554, for each quarter, shall be as follows:

(a) The State Department of Social Welfare shall, prior to the beginning of each quarter, estimate the amount to be paid for such quarter to each county under the provisions of Sections 1510, 1553 and 1554.

(b) The State Department of Social Welfare shall then certify to the State Controller the amount so estimated by it, reduced or increased, as the case may be, by any sum by which it finds that its estimate for any prior quarter was greater or less than the amount which should have been paid to the county under this chapter for such quarter, except to the extent that such sum has been applied to make the amount certified for any prior quarter greater or less than the amount estimated by the State Department of Social Welfare for such prior quarter.

(c) The State Controller shall thereupon draw the necessary warrants, and prior to the audit or settlement by the State Department of Social Welfare, and the State Controller, the State Treasurer shall pay to the treasurer of each county the amount so certified.

Upon the order of the Department of Social Welfare, the amount approved for the quarter may be paid in monthly installments, and, if paid in monthly installments all necessary adjustments for the prior quarters may be made by additions or deductions from the allowance for the first month of each new quarter, or in the manner prescribed by the State Department of Social Welfare.]

SEC. 62. Section 1556 of said code is repealed.

[1556. Reports of aid paid out under this chapter to needy children maintained in homes other than boarding homes, as defined by the rules and regulations of the State Board of Social Welfare, and institutions, shall be prescribed by the respective counties at times and in the form prescribed by the State Board of Social Welfare. Such reports shall be audited by the State Department of Social Welfare and the State Controller and, when and in the amount approved, shall be allowed to said county as a credit to apply against advances made under subdivision (a) of Section 1555.]

SEC. 63. Section 2186 of said code is repealed.

[2186. During such time as grants in aid are provided or made available by the United States Government for old-age assistance in this State, the State Treasurer shall pay to each county from the sums so granted (1) an amount which shall be used exclusively as old-age assistance equal to the full amount of any sums received from the United States Government as old-age assistance in respect to

aged persons within the provisions of this chapter maintained or supported by the county; and (2) an additional amount equal to such county's proportionate share of any amount so granted or made available to this State by the United States Government for the costs of administering such aid, which additional amount shall be used exclusively for paying such administration costs. The State Department of Social Welfare shall determine the portion of the amount so granted or made available for administration costs to be paid to the counties, which portion for each county shall bear the same proportion to the total amount made available to this State for such administrative costs that the administrative costs of that county bear to the total administrative costs of all counties and of the State. The State Board of Social Welfare shall adopt rules and regulations which shall be of uniform application for determining the proportionate shares of the respective counties of the portion so determined to be paid to such counties.]

SEC. 64. Section 2186.1 of said code is repealed.

[2186.1. During such times as grants in aid are provided or made available by the United States Government for the purpose of defraying any portion of the costs of administration incurred under this chapter, the State Treasurer shall pay to each county an amount equal to such county's proportionate share of the sum so granted for the cost of administration which amount shall be used exclusively for paying such administration costs. The State Department of Social Welfare shall determine the portion of the amount so granted or made available for administration costs to be paid to the counties, which portion shall be determined pursuant to rules and regulations of the State Board of Social Welfare and shall be not less than one-half of the amount so granted or made available. The State Board of Social Welfare shall adopt rules and regulations which shall be of uniform application for determining the proportionate shares of the respective counties of the portion so determined to be paid to such counties.]

This section shall become operative and shall supersede Part 2 of Section 2186 during such times as grants by the United States Government, provided or made available to defray any portion of administration costs incurred under this chapter, are not computed as a proportion of such costs of administration. Whenever this section is in effect, all other sections referring to Section 2186 shall also be deemed to refer to Section 2186.1.]

SEC. 65. Section 2187 of said code is repealed.

[2187. From the sums appropriated therefor by the State of California, the State Treasurer shall pay to each county an additional amount which shall be used exclusively for aid to needy aged equal to six-sevenths of the remainder of the sums expended by the county as aid to the needy aged under this chapter, after deducting from the sums so expended the amount paid to the county under subdivision (1) of Section 2186 of this code.]

SEC. 66. Section 2188 of said code is repealed.

[2188. The method of computing and paying the amounts provided for in Sections 2186 and 2187 for each quarter shall be as follows:

(a) The State Department of Social Welfare shall, prior to the beginning of each quarter, estimate the amount to be paid for such quarter to each county under the provisions of Sections 2186 and 2187.

(b) The State Department of Social Welfare shall then certify to the State Controller the amounts so estimated by it for each county, reduced or increased as the case may be, by any sum by which it finds that its estimate for any prior quarter was greater or less than the amount which should have been paid to the county under this chapter for such quarter, except to the extent that such sum has been applied to make the amount certified for any prior quarter greater or less than the amount estimated by the State Department of Social Welfare for such prior quarter.

(c) The State Controller shall thereupon draw the necessary warrants, and prior to audit or settlement by the State Department of Social Welfare, and the State Controller, the State Treasurer shall pay to the treasurer of each county the amount so certified.

Upon the order of the Department of Social Welfare, the amount approved for the quarter may be paid in monthly installments and, if paid in monthly installments all necessary adjustments for the prior quarters shall be made by additions or deductions from the allowance for the first month of each new quarter or in the manner prescribed by the State Department of Social Welfare.]

SEC. 67. Section 2189 of said code is repealed.

[2189. (1) Reports of aid to aged paid out under this chapter shall be presented by the respective counties at times and in the form prescribed by the State Department of Social Welfare. (2) Such reports shall be audited by the State Department of Social Welfare and the State Controller and, when and in the amount approved, shall be allowed to the county as a credit to apply against advances made under the terms of Section 2188. (3) The clerk of the board of supervisors of each county shall report monthly to the said State department in such manner and form as the latter may prescribe, the number of applications granted, and the

grants of aid changed, revoked, or suspended under this chapter by the board of supervisors, during the preceding calendar month, together with copies of all applications received and a statement of the action of the board thereon.]

SEC. 68. Section 3087.2 of said code is repealed.

[3087.2. The method of computing and paying the amounts provided for in Sections 3087 and 3087.1 for each quarter shall be as follows:

(a) The Department of Social Welfare shall, prior to the beginning of each quarter, estimate the amount to be paid for such quarter to each county under Sections 3087 and 3087.1.

(b) The Department of Social Welfare shall then certify to the State Controller the amounts so estimated by it for each county, reduced or increased as the case may be, by any sum by which it finds that its estimate for any prior quarter was greater or less than the amount which should have been paid to the county under this chapter for such quarter, except to the extent that such sum has been applied to make the amount certified for any prior quarter greater or less than the amount estimated by the Department of Social Welfare for such prior quarter.

(c) The State Controller shall thereupon draw the necessary warrants, and prior to audit or settlement by the Department of Social Welfare, and the State Controller, the State Treasurer shall pay to the treasurer of each county the amount so certified. Upon the order of the Department of Social Welfare, the amount approved for the quarter, may be paid in monthly installments and, if paid in monthly installments, all necessary adjustments for the prior quarter shall be made by additions or deductions from the allowance for the first month of each new quarter or in the manner prescribed by the State Department of Social Welfare.]

SEC. 69. Section 3087.3 of said code is repealed.

[3087.3. Reports of aid to blind paid out under this chapter shall be presented by the respective counties at times and in the form prescribed by the State Board of Social Welfare. Such reports shall be audited by the Department of Social Welfare and the State Controller and, when and in the amount approved, shall be allowed to said county or city and county as a credit to apply against advances made under the terms of Section 3087.2.]

SEC. 70. Section 3480 of said code is repealed.

[3480. From the sums appropriated in Section 3420 of this code the State Treasurer shall pay to each county an amount, which shall be used exclusively for aid to the blind under this chapter, equal to five-sixths of the sums expended by the county as aid to the blind under this chapter.]

SEC. 71. Section 3481 of said code is repealed.

[3481. The method of computing and paying the amounts provided for in Section 3480 for each quarter shall be as follows:

(a) The Department of Social Welfare shall, prior to the beginning of each quarter, estimate the amount to be paid for such quarter to each county under Section 3480.

(b) The Department of Social Welfare shall then certify to the State Controller the amounts so estimated by it for each county, reduced or increased as the case may be, by any sum by which it finds that its estimate for any prior quarter was greater or less than the amount which should have been paid to the county under this chapter for such quarter, except to the extent that such sum has been applied to make the amount certified for any prior quarter greater or less than the amount estimated by the Department of Social Welfare for such prior quarter.

(c) The State Controller shall thereupon draw the necessary warrants, and prior to audit or settlement by the Department of Social Welfare, and the State Controller, the State Treasurer shall pay to the treasurer of each county the amount so certified. Upon the order of the Department of Social Welfare, the amount approved for the quarter, may be paid in monthly installments and, if paid in monthly installments, all necessary adjustments for the prior quarter shall be made by additions or deductions from the allowance for the first month of each new quarter or in the manner prescribed by the State Department of Social Welfare.]

SEC. 72. Section 3482 of said code is repealed.

[3482. Reports of aid to blind paid out under this chapter shall be presented by the respective counties at times and in the form prescribed by the Department of Social Welfare. Such reports shall be audited by the Department of Social Welfare and the State Controller and, when and in the amount approved, shall be allowed to said county or city and county as a credit to apply against advances made under the terms of Section 3481.]

SEC. 73. Section 4185 of said code is repealed.

[4185. The method of computing and advancing funds to counties shall be as follows:

(a) The State Department of Social Welfare shall, prior to the beginning of each quarter, compute the amount to be advanced each month of the quarter both as to state funds and funds made available by the United States government.

(b) The computation shall be based upon the most recent claims filed by the county as adjusted by anticipated trends in caseloads and average monthly grants.

(c) Amounts to be advanced shall be adjusted by the amount by which the estimate for any prior quarter was greater or less than the amount which should have been advanced to the county for such quarter.

(d) Upon certification by the State Department of Social Welfare of the amounts to be advanced to each county, the State Controller shall draw the necessary warrants, and prior to audit or settlement by the State Department of Social Welfare and the State Controller, the State Treasurer shall pay to each county the amount so certified.

(e) With respect to funds made available by the United States government for the cost of administration no county shall receive a smaller proportion of such funds than the pro-]

SEC. 74. Section 4188 of said code is repealed.

[4188. (1) Reports of aid to needy disabled paid out under this chapter shall be presented by the respective counties at times and in the form prescribed by the State Department of Social Welfare. (2) Such reports shall be audited by the State Department of Social Welfare and the State Controller and, when and in the amount approved, shall be allowed to the county as a credit to apply against advances made under the terms of Section 4185.]

SEC. 75. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

This act makes numerous technical and clarifying changes in code sections relating to public assistance. In order that substantive changes in those sections, proposed by the Legislature in other bills introduced at the 1963 session, may be directed at the law as it is proposed to be amended by this act, thereby eliminating the necessity of directing those changes at both this act and existing sections of the code, it is essential that this act take effect immediately."

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 58

Amendment No. 1

In line 7 of the title of the printed bill, as amended in Senate February 27, 1963, strike out "3447.2,".

Amendment No. 2

In line 8 of the title, after "439," insert "442,".

Amendment No. 3

In line 8 of the title, after "Sections", insert "1521.6,".

Amendment No. 4

In line 11 of the title, after "3447.15," insert "3447.2,".

Amendment No. 5

On page 2, between lines 15 and 16, insert

"SEC. 1.25. Section 442 is added to said code, to read:

442. Gifts of money received by an applicant or recipient shall be deemed personal property to the extent that the amounts received do not cause the value of the personal property holdings of the applicant or recipient to exceed the amount prescribed by law. In the event the amounts received cause the personal property holdings of the applicant or recipient to exceed the amount prescribed by law, the excess shall be considered income to the applicant or recipient.

This section shall not apply to gifts of money received by a recipient at regular recurring intervals, which from past experience may be reasonably expected to be continued in the future."

Amendment No. 6

On page 2, between lines 36 and 37, insert

"SEC. 1.5. Section 1521.6 of said code is repealed.

[1521.6. For the purposes of this chapter gifts of money received by an applicant or recipient shall be deemed personal property to the extent that the amounts received do not cause the value of the personal property holdings of the applicant or recipient to exceed the amount prescribed in Section 1521 of this code. In the event that the amounts received cause the personal property holdings of the applicant or recipient to exceed the amount prescribed in Section 1521, the excess shall be considered income to the applicant or recipient.

This section shall not apply to gifts of money received by a recipient at regular recurring intervals, which from past experience may be reasonably expected to be continued in the future.]"

Amendment No. 7

On page 11, strike out lines 37 to 52, inclusive, and insert

"SEC. 30.3. Section 3447.2 of said code is repealed.

[3447.2. For the purposes of this chapter gifts of money received by an applicant or recipient shall be deemed personal property to the extent that the amounts received do not cause the value of the personal property holdings of the applicant or recipient to exceed the amount prescribed in Section 3447 of this code. In the event that the amounts received cause the personal property holdings of the applicant or recipient to exceed the amount prescribed in Section 3447, the excess shall be considered income to the applicant or recipient.

This section shall not apply to gifts of money received by a recipient at regular recurring intervals, which from past experience may be reasonably expected to be continued in the future.]

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 604

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 604

Senator Rodda moved that Senate Bill No. 604 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 604—An act to amend Section 2745 of the Education Code, relating to junior colleges.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Sections 926.1, 1833.1, 25449.1, and 25449.2 to,".

Amendment No. 2

On page 1, in line 13, strike out "The junior col-"; and strike out lines 14 and 15.

Amendment No. 3

On page 1, line 18, strike out "may", and insert "shall".

Amendment No. 4

On page 1, line 21, strike out ". Commencing one", and insert "transferred to the junior college district pursuant to this section. The junior college district shall be liable for paying the principal and interest on such portion of the then outstanding bonded indebtedness of the unified district. The amount of such portion of outstanding bonded indebtedness shall be included in determining the maximum amount of bonds which the junior college district may issue and shall be excluded in determining the maximum amount of bonds the unified district may issue."

Amendment No. 5

On page 1, strike out line 22; and on page 2 strike out lines 1 to 10, inclusive.

Amendment No. 6

On page 2, line 20, strike out "takes", and insert "the first members of such separate governing board take".

Amendment No. 7

On page 2, after line 26, insert

"SEC. 2. Section 926.1 is added to Division 4 of said code, as proposed to be added by Senate Bill No. 718, to read:

926.1. Notwithstanding the provisions of Sections 926, 17609.1, and 20205.1 to the contrary, with respect to any junior college district formed after the effective date of this section to comprise a single unified school district, the junior college district shall be governed by the governing board of the unified school district and the junior college district shall be considered an integral part of the unified school district except for the purposes of state apportionments and nonresident county junior college tuition, only until a separate governing board for the junior college district is elected at the first regular governing board election occurring one year after the formation of the junior college district is effective for all purposes, and the first members of such separate governing board take office. The new junior college district governing board shall be elected pursuant to Division 4 (commencing with Section 911) of this code. From and after the commencement of the term of office of the new governing board, the junior college district shall be a junior college district for all purposes separate from the unified school district.

SEC. 3. Section 1833.1 is added to Division 5 of said code, as proposed to be added by Senate Bill No. 718, to read:

1833.1. When a junior college district is formed to comprise a single unified school district, all property of the unified school district, both real and personal, used for junior college purposes may be transferred to the junior college district upon the order of the governing board of the unified district.

Within sixty (60) days after the formation of the junior college district has been effected, the governing board of the unified school district shall, by order entered upon its minutes, determine what proportion of the then outstanding bonded indebtedness of the unified school district was incurred for the acquisition or improvement of said property. The junior college district shall be liable for paying the principal and interest on such portion of the then outstanding bonded indebtedness of the unified district. The amount of such portion of outstanding bonded indebtedness shall be included in determining the maximum amount of bonds which the junior college district may issue and shall be excluded in determining the maximum amount of bonds the unified district may issue.

SEC. 4. Section 25449.1 is added to Division 18.5 of said code, as proposed to be added by Senate Bill No. 78, to read:

25449.1. Notwithstanding the provisions of Section 25449, with respect to any junior college district formed after the effective date of this section to comprise a single unified school district, the junior college district shall be governed by the governing board of the unified school district and the junior college district shall be considered an integral part of the unified school district except for the purposes of state apportionments and nonresident county junior college tuition, only until a separate governing board for the junior college district is elected at the first regular governing board election occurring one year after the formation of the junior college district is effective for all purposes, and the first members of such separate governing board take office. The new junior college district governing board shall be elected pursuant to Article 1 (commencing with Section 25410) of Chapter 1 of this division. From and after the commencement of the term of office of the governing board, the junior college district shall be a junior college district for all purposes separate from the unified school district.

"SEC. 5. Section 25449.2 is added to Division 18.5 of said code, as proposed to be added by Senate Bill No. 78, to read:

25449.2. When a junior college district is formed to comprise a single unified school district, all property of the unified school district, both real and personal, used for junior college purposes may be transferred to the junior college district upon the order of the governing board of the unified district.

Within sixty (60) days after the formation of the junior college district has been effected, the governing board of the unified school district shall, by order entered upon its minutes, determine what proportion of the then outstanding bonded indebtedness of the unified school district was incurred for the acquisition or improvement of said property. The junior college district shall be liable for paying the principal and interest on such portion of the then outstanding bonded indebtedness of the unified district. The amount of such portion of outstanding bonded indebtedness shall be included in determining the maximum amount of bonds which the junior college district may issue and shall be excluded in determining the maximum amount of bonds the unified district may issue.

SEC. 6. Sections 2 and 3 of this act shall become operative only if Senate Bill No. 718 of the 1963 Regular Session is enacted by the Legislature at such session and if Senate Bill No. 78 of such session is not enacted by the Legislature at such session, and, in such case, at the same time as said Senate Bill No. 718 takes effect, at which time Sections 25449.1 and 25449.2 added to the Education Code by this act are repealed and Section 2745 of the Education Code amended by this act is repealed.

Sections 4 and 5 of this act shall become operative only if Senate Bill No. 78 of the 1963 Regular Session is enacted by the Legislature at such session and, in such case, at the same time as said Senate Bill No. 78 takes effect, at which time Sections 926.1 and 1833.1 added to the Education Code by this act are repealed and Section 2745 of the Education Code amended by this act is repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 475

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 475

Senator Bradley moved that Senate Bill No. 475 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 475—An act to amend Sections 25001 and 25002 of, and to add Sections 25001.1, 25001.2, 25001.3, and 25001.4 to, the Government Code, relating to county supervisorial districts.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 and 9, and insert "but in any case so that the population of every district when added to the population of any two other districts equals at least 50 percent of the popula-".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senator McCarthy Presiding

At 11.35 a.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

RESOLUTIONS

The following resolutions were offered:

By Senator McAteer:

Senate Resolution No. 80

Relating to designating the ninth day of April, 1963, as
Bataan Day in California

WHEREAS, Twenty-one years ago on April 9th, the free world was dismayed by the news that Bataan had capitulated, and some 75,000 battle-weary Filipino and

American soldiers became prisoners of war and began the infamous "Death March," a tortuous journey on foot of more than 50 miles to the enemy concentration camp at Capas, Tarlac; and

WHEREAS, The Bataan surrender was not a defeat but was, in effect, the beginning of victory for allied forces, as the delaying tactics employed by our numerically outnumbered men enabled the forces of General Douglas MacArthur to recoup lost groups and clinch final victory; and

WHEREAS, Bataan is a lesson in bravery, symbolizing the struggles and sacrifices of men dedicated to the preservation of peace and liberty, and is a name revered, not only in the hearts of Filipinos, but in the hearts of all freedom-loving people everywhere; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of this Senate memorialize the Governor of this State to proclaim the 9th day of April, 1963, to be "Bataan Day" in the State of California in honor of those Americans and Filipinos who laid down their lives for the cause of freedom and to enjoin all Californians to observe it appropriately; and be it further

Resolved, That the Secretary of the Senate transmit a suitable prepared copy of this resolution to the Filipino-American Society of California and to the Governor of this State.

Resolution read, and unanimously adopted on motion of Senator McAteer.

By Senator McAteer:

Senate Resolution No. 81

Relating to the death of William P. Roth

WHEREAS, It has come to the attention of the Senate that William P. Roth died on February 24, 1963; and

WHEREAS, Mr. Roth was born in Honolulu, Hawaii, February 24, 1881, and attended Stanford University where he excelled as a member of its tennis team before he graduated; and

WHEREAS, William P. Roth was married to Lurline Matson, with whom he shared many years of happiness; and

WHEREAS, In 1914 Mr. Roth became secretary-treasurer of the Matson Navigation Company and in 1927 he assumed the presidency of the company. He held that post until he became chairman of the board of directors in 1946; and

WHEREAS, Shipping men credit Mr. Roth's genius, when president, for the growth of the Matson Navigation Company to a major Pacific steamship passenger and freight line which contributed immeasurably to the development of San Francisco as a center of trade and travel to Pacific areas; and

WHEREAS, He was famous as an outdoorsman and a keeper of champion hunting dogs; and

WHEREAS, Mr. Roth was a member of the Pacific-Union Club, Delta Kappa Epsilon fraternity and the Bohemian Club; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate desire by this resolution to extend their deepest sympathy to Mrs. Lurline Roth, the widow of William P. Roth, and to the bereaved members of his family; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a suitably prepared copy of this resolution to Mrs. Lurline Roth.

Resolution read, and unanimously adopted on motion of Senator McAteer.

By Senator Stiern:

Senate Resolution No. 82

Relative to congratulating Mr. Earl L. Chesmore

WHEREAS, Mr. Earl L. "Chesty" Chesmore will be honored on the occasion of his retirement from service with the Department of Motor Vehicles at a dinner on April 3, 1963, in Bakersfield, California; and

WHEREAS, Mr. Chesmore served his country in the 44th Balloon Company in World War I in both France and Germany and thereafter was active in veterans affairs, as a charter member of El Dorado Post No. 119 of the American Legion in Placerville in 1919, in organizing a Post of the Veterans of Foreign Wars, as a charter member of the Placerville Post, as an active member in many capacities and holder of a life membership in Frank S. Reynolds Post 26, V.F.W., as a member

of Bakersfield Barracks No. 432, Veterans of World War I, and as a charter member of the National Association of American Balloon Corps Veterans; and

WHEREAS, His service to his state and community are most varied, including his convincing the El Dorado County Board of Supervisors of the need for a traffic officer to patrol the county in 1922, his being selected as the first such officer, serving months in such capacity without pay while the constitutionality of the law establishing the position was being determined by the courts, his being one of the first to devise and give driver license examinations in 1925, and serving since 1938 in the Bakersfield office of the Department of Motor Vehicles; and

WHEREAS, In addition he has raised a fine family with his wife Ruth, and has found time to be active in many civic and benevolent organizations, including the California State Employees Association and Libertas Lodge No. 466, Free and Accepted Masons of Bakersfield; now, therefore, be it

Resolved by the Senate of the State of California, That Mr. Earl L. "Chesty" Chesmore is most sincerely commended for his many years of faithful service to this State and a job truly well done, and is heartily wished many future years of happy retirement; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Mr. Chesmore.

Resolution read, and unanimously adopted on motion of Senator Stiern.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 362—An act to add Section 1509.95 to the Military and Veterans Code, and to amend Section 4011 of the Penal Code, relating to removal of prisoners in the event of disaster.

Bill read second time.

Motion to Re-refer Senate Bill No. 362

Senator Miller moved that Senate Bill No. 362 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 365—An act to amend Sections 1803 and 1804 of the Vehicle Code, relating to report of convictions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Institutions:

Amendment No. 1

On page 1, line 8, of the printed bill, after the word "or", insert "local".

Amendment No. 2

On page 1, line 17, strike out "22504, 22505,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 66—An act to amend Section 660 of the Harbors and Navigation Code, relating to small craft harbors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 12, of the printed bill, after "county", insert a comma.

Amendment No. 2

On page 1, line 14, strike out "and".

Amendment No. 3

On page 1, line 14, after "areas," insert "and sanitation and pollution control,".

Amendment No. 4

On page 1, line 17, after "commission", insert "; and no fee or charge shall be imposed under such measures except for actual shoreside facilities offered by the local entity for use by the public".

Amendment No. 5

On page 2, after line 11, insert

"(c) Any entity, including but not limited to any city, county, city and county, port authority or district, otherwise authorized by law to adopt measures governing the operation and equipment, and matters relating thereto, of motorboats or vessels, may adopt emergency rules and regulations relating to motorboats and vessels using any waters within the jurisdiction of the entity if such rules and regulations are required to insure the safety of persons and property, because of disaster or other public calamity. Such emergency rules and regulations shall become effective immediately upon adoption and may remain in effect for not to exceed 60 days thereafter. Upon submission of such emergency rules and regulations to the division, the division may authorize the entity to make the emergency rules and regulations effective for such period of time greater than 60 days as is necessary in view of the disaster or circumstances."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

Senate Bill No. 242—An act to amend Section 12755 of the Health and Safety Code, relating to fireworks.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 174—An act to amend Section 13160 of the Health and Safety Code, relating to fire extinguishers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, lines 18 and 19, of the printed bill, strike out "any of the following: (a) Fire", and insert "fire".

Amendment No. 2

On page 2, line 1, strike out "(b) Any", and insert

"The provisions of this article regarding the marketing, sale, and distribution of fire extinguishers, and the rules and regulations adopted by the State Fire Marshal pursuant to this article with regard to the marketing, sale, and distribution of fire extinguishers, shall not be applicable to any".

Amendment No. 3

On page 2, line 3, after "are", insert "new".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Concurrent Resolution No. 19—Relative to rates for nursing homes.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 5, of the printed measure, strike out "San Francisco", and insert "the State of California".

Amendment No. 2

On page 1, lines 11 and 12, strike out "San Francisco", and insert "the State of California".

Amendment No. 3

On page 1, line 13, strike out "San Francisco", and insert "our needy aged".

Amendment No. 4

On page 1, lines 18 and 19, strike out "in San Francisco".

Amendment No. 5

On page 1, line 25, after "postponed", insert "until July 1963".

Amentments read, and adopted.

Second Set of Amendments to Senate Concurrent Resolution No. 19**Amendment No. 1**

On page 2, line 2, of the printed measure, strike out "Department", and insert "Departments".

Amendment No. 2

On page 2, line 2, after "Welfare", insert "and Public Health".

Amendment No. 3

On page 2, line 3, strike out "the cost of living", and insert "the cost of care".

Amendment No. 4

On page 2, line 4, after "State", insert "under a statewide standard assuring a high quality of care".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 82—An act to amend Section 2786.5 of the Business and Professions Code, relating to the practice of nursing.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 327—An act authorizing a grant to the Browns Valley Irrigation District for recreation in connection with the Virginia Ranch Dam Project, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 29—An act to amend Section 5715.1 of the Education Code, relating to junior colleges, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 115—An act to add Article 15 (commencing with Section 6451) to Chapter 6 of Division 6 of the Education Code, relating to special educational programs for culturally disadvantaged children, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator McAteer moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 30, of the printed bill, strike out "1", and insert "kindergarten".

Amendment No. 2

On page 2, line 44, strike out "1", and insert "kindergarten".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 115**Amendment No. 1**

In line 1 of the title of the printed bill, strike out "6451", and insert "6450".

Amendment No. 2

On page 1, line 1, strike out "6451", and insert "6450".

Amendment No. 3

On page 2, between lines 3 and 4, insert
"6450. This article may be cited as the McAteer Act."

Amendments read, and adopted.

Third Set of Amendments to Senate Bill No. 115**Amendment No. 1**

On page 4 of the printed bill, strike out lines 51 and 52; and on page 5, strike out lines 1 to 3, inclusive, and insert

"6457. The Superintendent of Public Instruction may agree with school districts and county superintendents of schools to jointly conduct compensatory education programs and to conduct research and evaluation projects related to such programs. From moneys specially appropriated there—"

Amendment No. 2

On page 6, between lines 21 and 22, insert

"SEC. 3. The provisions of this act shall terminate on June 30, 1965, and it is the intention of the Legislature that after such date no funds shall be expended for programs for the education of culturally disadvantaged minors or for positions established by or pursuant to Section 6454 of the Education Code, unless continued following legislative review of the program."

Amendment No. 3

On page 6, line 22, strike out "3", and insert "4".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 17—Relative to the economic growth of California.

Motion to Read Senate Concurrent Resolution No. 17

Senator Collier moved that the Secretary of the Senate read Senate Concurrent Resolution No. 17 in full.

Motion to Table

Senator Sturgeon moved that the motion by Senator Collier to read Senate Concurrent Resolution No. 17 in full be laid on the table.

Motion lost.

The President put the question, the question being on Senator Collier's motion that the secretary read Senate Concurrent Resolution No. 17 in full.

Motion carried.

Senate Concurrent Resolution No. 17 passed on file at request of Senator Burns.

Senate Bill No. 148—An act to amend Section 5006 of the Public Resources Code, relating to the acquisition of property for beaches and parks.

Bill read third time.

Motion to Re-refer Senate Bill No. 148

Senator Farr moved that Senate Bill No. 148 be re-referred to Committee on Natural Resources.

Motion carried.

Senate Bill No. 320—An act to amend Section 8341 of the Fish and Game Code, relating to importation of clams.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 15—An act to add Division 20 (commencing with Section 71000) to the Water Code, thereby revising and consolidating the law relating to municipal water districts, including provisions for the supervision, regulation, and conduct of such districts, and to repeal the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911).

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 84—An act to amend Section 28141 of the Government Code, relating to compensation for public service in counties.

Bill read third time, and presented by Senator Cameron.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Holmdahl, Lagomarsino, McAteer,

McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 689—An act to add Section 6854.3 to the Business and Professions Code, and to add Section 12055 to the Insurance Code, relating to credit insurance, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Dolwig.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 350—An act to amend Section 215.1 of, and to repeal Sections 215.3 and 215.4 of, the Agricultural Code, relating to swine.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 261—An act to amend Section 807 of the Agricultural Code, relating to pomegranates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 921: By Senator Holmdahl—An act to amend Sections 493, 494, 495 and 496 of the Agricultural Code, and to amend

Section 542 of the Health and Safety Code, relating to the qualifications of persons regularly engaged in the enforcement of laws, rules, regulations and ordinances pertaining to milk and milk products.

Referred to Committee on Agriculture.

Senate Bill No. 922: By Senator Murdy—An act to add Section 27703.5 to the Education Code, relating to exclusion from library districts in unincorporated towns and villages.

Referred to Committee on Education.

Senate Bill No. 923: By Senator Weingand—An act to add Section 23816.1 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 924: By Senator Weingand—An act to amend Section 14675 of the Revenue and Taxation Code, relating to inheritance taxation.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 925: By Senator Weingand—An act to amend Section 23142 of the Government Code, relating to boundaries of Santa Barbara County.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 926: By Senators Short, Backstrand, and Pittman—An act to amend Sections 10150.6, 10153.7 and 10153.9 of, and to add Section 10153.3 to, and to repeal Sections 10153.5 and 10205 of, the Business and Professions Code, relating to real estate sale licenses.

Referred to Committee on Business and Professions.

Senate Concurrent Resolution No. 36: By Senator Miller—Relative to making additional funds available to the Legislative Budget Committee, established by Chapter 1667, Statutes of 1951.

Referred to Committee on Rules.

ADJOURNMENT

At 11.18 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, March 11, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-NINTH LEGISLATIVE DAY

FORTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, March 11, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, **Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.**

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Receive, O Lord, Our offering of this day: We offer our irritations and inconveniences as a reparation for having irritated and inconvenienced others. We offer our labor and our work for those who have no work, or cannot work. We offer our pleasures and our joy in deepest gratitude for Thy blessings. We offer our hope in the future that all men may find hope. We offer our lives that all may live in freedom and prosperity here and in happiness hereafter. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Cobey led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Regan, on motion of Senator Burns, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Clinton G. Ansley, teacher; George Stratton, principal; and the following students of West Marin School, Pt. Reyes Station: Kathleen Adams, Linda Ball,

Larry Gholson, David Giacomini, Michael Giacomini, George Giambastiani, Judy Giammona, Sharon Guiney, Eugene Haley, Thomas Holsinger, Fredrick Horr, Richard Lucchesi, Thad Marks, John Martinson, Leonora Mini, Sydeneen Parks, Erika Patterson, Steven Pilipsheek, Michael Plattes, Jay Power, Ann Ramer, Ilatte Rubenstein, and Melissa Sixta.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Paso Robles Union High School: Mr. James Poissant, Mrs. James Poissant, Mrs. Willis Williams, and Mrs. Willie Ray. *Students*—Joanna Arrowsmith, Ron Claassen, John Emery, Elissa Fehnders, Diana Fries, Mike Gates, Paula Gray, Mary Hart, Corren Hileman, Ruellen King, Jan Myers, Don Parish, Gerry Ray, Marie Rist, Terry Rude, Jerry Ryburn, and Anne Williams.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Helen Cole and Mary Naegeli, both of Newport; Mr. and Mrs. H. E. Pomatto of Seal Beach; Mrs. Norma Nipper of Anaheim; and Marilyn DeRose of Fullerton.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Raymond Moats, Senior Chief Deputy City Attorney of San Diego; and Mr. Tom Puffer of the San Diego Employers Association.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Grace Minch of Red Bluff.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harry W. Folk, Jr., and Mr. Russell A. Johnson, of Ukiah.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to P. L. Gupta, of the Ministry of Law, Government of India, New Delhi; and Ranjit Abeyesuriya, of the Attorney General's Department of Ceylon.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Helen Vaughn of Riverside.

On request of Senators Arnold and Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Eunice Rush of Susanville.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lee Miller of San Rafael.

On request of Senator Symons, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Tony Goodsite of Colton.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. E. B. Coyle and Mrs. Christine Raynsford, both of Monterey.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Cecile Holzman of Santa Barbara, and Mrs. Leona Carrillo of Santa Barbara.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Pauline Johnson, Mrs. Bea Hawes, and Mr. Claude Logan, all of Hanford.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lucille Haley and Mr. Gordon E. Mallory, and the following students of Gustine Union High School: Judy Ann Bird, Kandace Kae Bowden, Geneva Lynne Braza, Melba June Conner, Lana Joan Devaney, Kathleen Suzanne Faria, Susan Francine Fonseca, Judy Ann Fredrickson, Janie Ann Grant, Gertrude Jensen, Joanne Jorgensen, Betty Jean Caetano, Lois Mae Castro, Beverly Louise Lehfeldt, Judith Marie Lema, Victoria Mata, Judy Ann Matoza, Audrey Mae Mattos, Linda Louise Medeiros, Janet Louise Maffei, Diana Joyce Gomes, Linda Arlene Miles, Elzira Mary Oliveira, Sharon Marie Pecheco, Karyen Jean Pearce, Shirely Ann Robertson, Mary Lourdes Rocha, Sherrill Roderick, Karen Marie Rayan, Yvonne Karlene Rossie, Maria Janet Souza, Maryanne Souza, Mary Joan Souza, Mary Ann Wells, Robert Francis Amarante, Leroy Douglas Beach, Gerald Dee Crandell, Dennis Lee Gomes, Phinas Orby Hatton, Paul Headings, David Wilbur Linville, James Alan Matoza, William Mello, William Mendonca, Robert Anthony Nunes, Donald George Peterson, Joseph Clarence Peterson, Gary Curtis Pittman, Dennis Edward Pometta, Franklin Christopher Rego, Gerald Joseph Silva, Clinton Joseph Souza, Thomas Amabile Souza, Danny Steven Tosta, and Daniel Robert Zanini.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Hofstetter and Mr. Joseph Young, and the following students of San Andreas Elementary School: David Acosta, Gregg Ambrosius, Frank Bailey, Eldie Bartlette, David Bennett, Lee Ann Bonelli, Sharlee Bong, Patricia Borchin, Richard Catheart, Jack Copp, Bruce Cranor, Merrill Ehrhart, Cheryl Gilbeau, Sharon Godfrey, Lois Graham, Rose Harrelson, Norma Howell, Kenneth James, Mike Keddy, Mary Kock, Ella Kravitz, Toni Leach, Jan Linthicum, John Macwillie, Frank Margraf, David Matson, Ellen McFall, Paula Merkes, Kay Mitchell, Keith Mundis, Carole Murphree, Carol Newton, Penelope Newton, Melanie Peters, Richard Phillips, Linda Pickett, Karen Price, Mike Pullen, Eileen Reif, Bernice Scheafer, Carl Scheafer, Linda Scheafer, Estellina Stringfellow, Cherlyn Strunk, Lynn Thornton, Brent Tobin, Brian Tobin, John Turner, Barbara Weatherby, Marcia Weeks, Edward Weikum, Deborah Winchell, Roger Winkler, Ronald Winkler, Steven Wooster, and Kathy Zahnizer.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Burlingame Intermediate School: Mrs. Miller, Mr. Murray, and Mr. Charnow. *Students*—Brian Aitken, Dean Bettencourt, Randall Camp, Carolyn Chapin, Edward Cravalho, Robert Dillahunty, Carole Gilliam, Daniel Lashin, Bill MacLean, Joseph Melodia, Ray Merrit, Harris Morris, Timothy Morton, Utta Musielak, Duffy Offield, Donald Ray, Michael Schuyler, Barbara Shaw, Susanne Sundell, Maria Van Arkel, Theodore Verceles, Bonnie Woodruff, James

Abelee, Daniel Allen, Linda Axt, Dana Barsi, Donald Deardorff, Christine DeLuce, Nickie Dunn, Kay Frese, Gregory Gartner, Michael Guerin, John Guida, Stephanie Hayes, George Horning, Patricia Kelly, Kristine Lind, Mark Marsh, Carol Massey, William McLeod, Diane Meister, Birgit Nelson, Patricia Nixon, Steven Nunan, Charles Pert, Wanda Reed, Jerry Sezen, Louise Signori, Thomas Simpson, Steven Sault, Kristine Steinhilb, Suzanne Waligore, Robert Wallen, Grant Webb, and Nick Willey.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lucille Larson, and Joe Escalante, both of Sacramento.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bard McAllister of Visalia.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Violet Howard and Miss Carol Dee Howard, both of Fresno.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bob Maben of Sacramento State College.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Leey C. Wallace of Woodland; Joseph E. Brodine of Beverly Hills; and Mrs. Ruth M. Marier of North Highlands.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Commander John Cooke of San Francisco; Wyman Riley of Vallejo; Ernest Kattenhofen of San Rafael; Captain H. E. Richter of Vallejo; and Ed Keeley of Vallejo.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles Kranz; and the following members of the California Federation of Business and Professional Women's Clubs: Mrs. Martha Foster, Mrs. Norene Daly, Mrs. Eula Simpson, Mrs. Myrle Whitford, Marion Burbridge, Marilyn Flasterka, Miss Mary Galton, and Mrs. Dorothea Wilkinson.

COMMUNICATIONS

The following communication was received and read, and on motion of Senator Burns, ordered printed in the Journal:

STATE OF CALIFORNIA, COMMISSION ON
CALIFORNIA STATE GOVERNMENT ORGANIZATION AND ECONOMY
SACRAMENTO, March 11, 1963

Letter of Transmittal and

Summary of Findings and Recommendations Organization for Central Staff Services

Hon. Edmund G. Brown
Governor, State of California

Hon. Bush M. Burns
President pro Tempore, and 16 Members of the Senate

Hon. Jesse M. Unruh
Speaker, and 16 Members of the Assembly

GENTLEMEN: The report of this commission to the Governor and the Legislature released on January 21, 1963. Findings and Recommendations Concerning Reor-

ganization of the Executive Branch of California State Government") stated that the commission was engaged in a review of draft proposals leading to the transfer of units of the Department of Finance to a proposed Executive Office and a separate Department of General Services. These proposals were based on the earlier recommendations of the Governor's Committee on Organization of State Government which delivered its report, The Agency Plan for California, in December 1959. The drafts were presented by the administration to the commission for study and recommendation prior to decision by the Governor as to the measures he would propose for legislative consideration. Testimony has now been received and evaluated, and considerable independent analysis completed on these proposals. This memorandum report presents the commission's conclusions and recommendations on these matters for action by the Governor and the 1963 Legislature.

In summary, the commission concurs that a basic reorganization of the Department of Finance is both necessary and desirable if the Executive Branch of the State Government is to meet effectively the present and future needs of the State Government and in turn the needs of the people of California. *It is recommended, for the reasons stated herein, that steps be taken by the Legislature and the Governor to establish a Department of General Services separate from the Department of Finance.* Such a proposal has been regularly and responsibly put forward for the past 25 years. In the commission's view, it is time to act. This action, in the judgment of the commission, will not only facilitate an improved level of general services administration but will permit the Director of Finance to devote his energy and talent to his principal assignment—that of being the Governor's chief fiscal, planning and program adviser.

Separation of general services management from the Department of Finance will, in our judgment, provide an adequate administrative framework to meet the objective of strengthening the program, fiscal management and policy advisory services to the Governor. *Accordingly, the commission recommends that no action be taken at this time to dissolve the Department of Finance through the establishment of an Executive Office.* The commission does not oppose administrative action at this time by the Governor which would better co-ordinate the work of his office with related programs in the Department of Finance. This traditionally has been and should be one of the important prerogatives of the Chief Executive of this State. Nor does the commission oppose statutory action at this time by the Legislature which would improve the organization of the department and enable both the Governor and the Director of Finance to meet their responsibilities more effectively. There may well be occasion now for detailed changes, including the transfer of functions to or from the Department of Finance in addition to general services.

In short, the commission endorses the basic objective of strengthening the program, fiscal management and policy advisory services to the Governor. It is believed, however, that these objectives can be attained, at this time, through the continued existence of a reoriented Department of Finance as a separately identified department. After sufficient experience with the operation of a General Services Department and the new agencies, together with related internal reorganization and changed emphasis in the Department of Finance and the Governor's Office, judgments concerning the need for further major reorganization of the central executive offices can then be reached on the basis of much more additional evidence than is now available.

In presenting this report, the commission expresses its appreciation to the Governor, the Director of Finance, the Legislative Analyst, the Auditor General and to many others who have met with us to discuss the question of how the executive branch can best be organized to meet the needs of the people of California. In its deliberations, we have met with the complete cooperation of a large number of public-spirited citizens both in and out of state government. A continuance of this same spirit of dedication and interest will do much to insure that the framework for action here recommended will lead to more effective, efficient and responsible state government.

Respectfully,

EUGENE C. LEE, Chairman
ASSEMBLYMAN MILTON MARKS, Vice Chairman

ASSEMBLYMAN JOHN T. KNOX
STATE SENATOR GEORGE MILLER, JR.
MANNING J. POST
SOL PRICE
RICHARD SHERWOOD

ROY SORENSON
STATE SENATOR V. L. STURGEON
DAIR TANDY
FRANK D. TELLWRIGHT

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, MARCH 11, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendment to:

Assembly Bill No. 5.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By BILL GREENE, Assistant Clerk

ASSEMBLY CHAMBER, MARCH 11, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Bill No. 18

Senate Bill No. 164

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, MARCH 11, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 42.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 42—Relative to the career of U.S. Senator James A. McDougall.

Referred to Committee on Military and Veterans Affairs.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, MARCH 11, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 55

Assembly Bill No. 105

Assembly Bill No. 330

Assembly Bill No. 512

Assembly Bill No. 520

Assembly Bill No. 522

Assembly Bill No. 525

Assembly Bill No. 543

Assembly Bill No. 549

Assembly Bill No. 557

Assembly Bill No. 573

Assembly Bill No. 581

Assembly Bill No. 710

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 55—An act to add Section 61102.5 to the Government Code, relating to community services districts.

Referred to Committee on Local Government.

Assembly Bill No. 105—An act to amend Section 6951 of the Education Code, relating to children in children's institutions.

Referred to Committee on Education.

Assembly Bill No. 330—An act to amend Section 11166.12 of the Health and Safety Code, relating to narcotics.

Referred to Committee on Business and Professions.

Assembly Bill No. 512—An act to amend Section 718.5 of the Probate Code, relating to compromise and settlement of claims by executors and administrators.

Referred to Committee on Judiciary.

Assembly Bill No. 520—An act to amend Section 26826 of the Government Code, relating to fees of the county clerk.

Referred to Committee on Local Government.

Assembly Bill No. 522—An act to add Chapter 5a (commencing with Section 571) to Title 7 of Part 2 of the Code of Civil Procedure, relating to undertakings of receivers, referees, and commissioners.

Referred to Committee on Judiciary.

Assembly Bill No. 525—An act to amend Section 21338 of the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 543—An act to add Article 9 (commencing with Section 2400) to Chapter 5 of, and Article 7 (commencing with Section 2930) to Chapter 8 of, Division 3 of the Health and Safety Code, relating to pest abatement.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 549—An act to add Section 1744.2 to the Code of Civil Procedure, relating to conciliation courts.

Referred to Committee on Judiciary.

Assembly Bill No. 557—An act to amend Section 1744.1 of the Code of Civil Procedure, relating to conciliation courts.

Referred to Committee on Judiciary.

Assembly Bill No. 573—An act to amend Sections 19165, 19166 and 19171 of the Streets and Highways Code, relating to replacement of obsolete lighting systems in highway lighting districts.

Referred to Committee on Local Government.

Assembly Bill No. 581—An act to repeal Section 6118 of the Business and Professions Code, relating to the practice of law.

Referred to Committee on Business and Professions.

Assembly Bill No. 710—An act to amend Section 6729 of the Welfare and Institutions Code, relating to restoration to competency.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 29

Senate Bill No. 242

Senate Bill No. 327

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 115

Senate Bill No. 174

Senate Bill No. 365

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 19

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Public Health and Safety

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 62

Senate Bill No. 169

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

STIERN, Chairman

Above reported bills ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 193

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

COBEY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 201

Assembly Bill No. 89

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 55

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 80

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:
Senate Bill No. 120

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 123

Senate Bill No. 177

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

PETERSEN, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 89

Senate Bill No. 301

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

PETERSEN, Vice Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 436

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SHORT, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 520

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

SHORT, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 519

Senate Bill No. 521

Senate Bill No. 522

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

SHORT, Chairman

Above reported bills re-referred to Committee on Finance.

Committee on Agriculture

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 489

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND SENATE BILL NO. 489

Senator Stiern moved that Senate Bill No. 489 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 489—An act to amend Section 1142.3 of the Agriculture Code, relating to eggs.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1142.3 of the Agricultural", and insert "Sections 1101, 1103, and 1142.3 of the Agricultural".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 1101 of the Agricultural Code is amended to read:

1101. As used in this article with relation to eggs:

- (a) "Addled" or "white rot" means putrid or rotten.
- (b) "Adherent yolk" means the yolk has become fastened to the shell.
- (c) "Blood" means the presence of blood rings or blood veins due to embryo development, or blood diffused into the white.
- (d) "Candling" means the examination of the interior of eggs by the use of transmitted light.
- (e) "Clean" means that no dirt or foreign substance may be adhering to the surface of the eggshell and no stain or discoloration other than that caused by processing oil shall exceed an aggregate area of one-quarter inch in diameter.
- (f) "Reasonably clean" means that no dirt or foreign substance may be adhering to the surface of the eggshell and no stain or discoloration other than that caused by processing oil shall exceed an aggregate area of one-half inch in diameter.
- (g) "Eggs" means eggs in the shell from chickens, turkeys, ducks, geese, or any other species of fowl.
- (h) "Moldy" or "black spot" or "black rot" means the presence of mold or bacteria inside the shell.
- (i) "Processed" means that the shell has been treated with oil or other preservative preparation.
- (j) "Sound" means that the shell is free from cracks.
- (k) "Uniform in size" means that the eggs in any one container shall not vary more than three-eighths of an ounce in weight.
- (l) "Visible germ development" means that there has been some development of the germ which is slightly visible as a deeper colored area on the yolk as shown by candling the egg.
- (m) "Firm white" means that the white is sufficiently thick or viscous to permit but little movement of the yolk from the center of the egg.
- (n) "Checks" are eggs with shells which are not sound as determined by candling, appearance, or other means; provided, no exudation is present.
- (o) "Dirties" are eggs with shells which are not reasonably clean as determined by appearance.

(p) "Inedible eggs" are eggs which, as determined by candling or any other means, contain black spot, black rot, white rot, mixed rot (addled), adherent yolks, bloody or green white, blood, embryo chicks, sour eggs, musty eggs, or which are moldy, filthy, decomposed, putrid, *incubator rejected* or otherwise unfit for human consumption in whole or in part.

Eggs with the shell cracked to the extent that the contents of the egg exude to the outside surface of the shell shall not be considered to be "inedible eggs" as defined herein, unless the exuded portion of the egg is moldy, filthy, decomposed, putrid, or otherwise unfit for human consumption in whole or in part.

(q) "Denatured" means eggs (1) made unfit for human food by treatment or the addition of a foreign substance, or (2) with one-half or more of the shell's surface covered by a permanent black, dark purple or dark blue dye.

(r) "Clear white" means that the white is free from discoloration or foreign bodies.

SEC. 2. Section 1103 of said code is amended to read:

1103. It is unlawful to prepare, pack, place, deliver for shipment, deliver for sale, load, ship, transport or sell in bulk or in containers or subcontainers eggs:

(a) Unless each container and subcontainer of chicken eggs is marked with the full, correct and unabbreviated designation of size and quality of the eggs therein according to the standards as prescribed in this article together with the name and address of the producer, dealer, retailer, or agent by or for whom the eggs were graded or marked;

(b) Which are mislabeled;

(c) Which are deceptive;

(d) That are or contain inedibles and which are not denatured; provided, that not to exceed 5 percent by count of inedibles shall be permitted when eggs are going to a dealer for candling and grading, or to a breaking plant for breaking purposes.

(e) Which have been in an incubator [, unless the inedibles have been removed]. Only one description of the size and quality of eggs shall appear upon a container, subcontainer or placard required by this article, except that as to eggs placed in containers the markings may show different size and quality descriptions for specified quantities of eggs in the container.

Designations of size and quality required by this section to be marked upon containers of eggs shall be plainly and conspicuously marked in boldface type letters (1) not less than one-fourth inch in height or the outside top face of each container holding less than 15 dozen eggs and (2) not less than one-half inch in height on one outside end of any oblong container holding 15 dozen or more eggs and on one outside side of any other container holding 15 dozen or more eggs.

SEC. 3. Section 1142.3 of said code is".

Amendment No. 3

On page 1, line 6, after "Act", insert "(Ch. 3 (commencing with Sec. 26450), Div. 21)".

Amendment No. 4

On page 1, line 7, after "7", insert "(commencing with Section 28280)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 4

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 4

Senator Rodda moved that Senate Bill No. 4 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 4—An act to add Chapter 9 (commencing with Section 60300 to Division 1 of Title 6 of the Government Code, relating to special district secretaries.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments.

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate March 1, 1963, strike out "special district secretaries.", and insert "districts."

Amendment No. 2

On page 1, strike out lines 6 and 7, and insert "60300. The governing board of any public district which has, or any special district which has, a governing board composed of elective members, except the governing board of any school district, shall file the name of the secretary".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Insurance and Financial Institutions**

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 498

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 498

Senator Williams moved that Senate Bill No. 498 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 498—An act to amend Section 2985.1 of the Civil Code, relating to transferability of real property sales contract.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 13, of the printed bill, after "property", insert "or the transfer of a fee in trust without the concurrent assignment of the sales contract".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 570

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 570

Senator Stiern moved that Senate Bill No. 570 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 570—An act to amend Section 6536 of the Business and Professions Code, relating to barbers.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 19, of the printed bill, strike out "copy", and insert "application".

Amendment No. 2

On page 1, line 20, after "examination", insert "after graduation in compliance with Section 6546".

Amendment No. 3

On page 1, line 23, after "thereon.", insert "Such notice shall be mailed from the office of the board within 30 days from the date the application for enrollment is received by the board."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 230

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 230

Senator Donnelly moved that Assembly Bill No. 230 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 230—An act to add Section 13656 to the Education Code, relating to sick leave for classified school employees.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "13656", and insert "13651.5".

Amendment No. 2

On page 1, line 1, strike out "13656", and insert "13651.5".

Amendment No. 3

On page 1, line 3, strike out "13656.", and insert "13651.5."

Amendment No. 4

On page 1, line 8, strike out "six-months", and insert "six-month".

Amendment No. 5

On page 1, lines 10 and 11, strike out "his position," and insert "a position within the class to which he was assigned,".

Amendment No. 6

On page 1, line 13, strike out "his position", and insert "a position within the class to which he was assigned and, if at all possible, to his position".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 740

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 740

Senator Sturgeon moved that Senate Bill No. 740 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 740—An act to convey certain described lands from the State of California to Mr. Robert C. Newman, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, after "undivided", insert "one-half".

Amendment No. 2

On page 1, line 20, strike out "30°", and insert "31°".

Amendment No. 3

On page 2, line 7, strike out "surveyed", and insert "described".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 113

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND SENATE BILL NO. 113

Senator Rees moved that Senate Bill No. 113 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 113—An act to add Section 39561.5 to, and to amend Section 39581 of, the Government Code, relating to weed abatement, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 21, of the printed bill, as amended in Senate February 26, 1963, after "that", insert ", in lieu of collecting the entire assessment at the time and in the manner of ordinary municipal taxes,".

Amendment No. 2

On page 1, line 23, strike out "that the", and insert "collected one installment at a time at the times and in the manner of ordinary municipal taxes in successive years. If any installment is delinquent, the amount thereof is subject to the same penalties and procedure for foreclosure and sale provided for ordinary municipal taxes. The".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, March 4th; Tuesday, March 5th; Wednesday, March 6th; Thursday, March 7th; and Friday, March 8th, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Gibson:

Senate Resolution No. 83

Relating to congratulations to personnel of the United States Marine Corps on the 100th Anniversary of the establishment of the first Marine Corps installation on the West Coast at the Mare Island Navy Yard, Vallejo, California

WHEREAS, Personnel of the United States Marine Corps performed duty in California waters as members of detachments aboard United States naval vessels both prior and subsequent to the raising of the United States Flag at Monterey in 1846, and personnel of this fighting service were present at the Mare Island Navy Yard, Vallejo, California, in similar capacities after the establishment of that first naval installation on the West Coast on September 16, 1854; and

WHEREAS, The first permanent contingent of United States Marines ordered to duty on the West Coast established the Marine Barracks at Mare Island, Vallejo, California, on December 27, 1862—the first Marine installation on the Pacific Coast—and the assigned mission of that first contingent was to provide security for the Navy Yard as the only facility in the Pacific capable of maintaining naval vessels, against the threats to that facility posed by groups known as Copperheads, whose avowed intention was to secure this facility for the use of the Confederate Navy; and

WHEREAS, The first quarters of this Marine contingent were aboard the *USS Independence*, one of the most famous ships in the fighting history of the United States Navy, which was then serving as station ship at the Mare Island Navy Yard; and permanent barracks for the Marine detachment were authorized by Congress by an appropriation signed by President Abraham Lincoln in 1863; and

WHEREAS, The personnel of the Marine Barracks at Mare Island have furnished distinguished service to this nation and this State throughout their history of 100 years in providing security not only for the naval installations adjacent to their base, but for the people of that area of this State, and personnel have been mobilized at the Mare Island Marine Barracks for numerous Marine expeditions to all areas of the Pacific; and

WHEREAS, The Mare Island Marine Barracks served as the West Coast recruit training center for the United States Marine Corps during World War I and thousands of California and other West Coast men received their training at this station preparatory to service in France and other points throughout the world—and incidentally, furnished the West Coast participating football team for the only two inter-service Rose Bowl Games which were held in 1917 and 1918; and

WHEREAS, The personnel of the United States Marine Corps have just observed the centennial of the establishment of this first installation on the West Coast of this most distinguished and renowned corps of United States fighting men; now, therefore, be it

Resolved by the Senate of the State of California, That the congratulations of the Senate are extended to the personnel of the United States Marine Corps, and particularly to the personnel of the Marine Barracks at Mare Island, Vallejo, California, on the observance of its centennial as the first Marine Corps installation on the West Coast; and be it further

Resolved, That the Senate does extend the thanks of the people of California to the Marine Corps for the splendid service which they have provided to this nation, this State, and all of its citizens through this 100 years of duty which has been performed in an outstanding manner; and be it further

Resolved, That the Secretary of the Senate is instructed to deliver an appropriately engrossed copy of this resolution to the Commanding Officer, Marine Barracks, Mare Island, Vallejo, California.

Resolution read, and unanimously adopted on motion of Senator Gibson.

By Senators Miller, Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Holmdahl, Lagomarsino, McCarthy, O'Sullivan, Petersen, Pittman, Regan, Short, Stiern, Sturgeon, Symons, and Williams:

Senate Resolution No. 84

Relative to the proposed issuance and sale of revenue bonds pursuant to the Central Valley Project Act to finance the construction of Oroville Dam

WHEREAS, At the general election held on November 8, 1960, the people of California approved the Burns-Porter Act (Chapter 8 (commencing with Section 12930), Part 6, Division 6, Water Code). In so doing, they authorized the issuance and sale of \$1,750,000,000 of general obligation bonds "to provide funds to assist in the construction of a State Water Resources Development System for the State of California." Under Section 12931 of the Water Code, said system includes "the State Water Facilities . . . and such additional facilities as may now or hereafter be authorized by the Legislature as a part of (1) the Central Valley Project . . ."; and

WHEREAS, Any facility now or hereafter authorized as a part of the Central Valley Project would therefore be a part of the State Water Resources Development System and subject to the provisions of the Burns-Porter Act; and

WHEREAS, The multipurpose dam and reservoir on the Feather River in the vicinity of Oroville, Butte County, is specifically designated as one of the "State Water Facilities" by Section 12934 of the Burns-Porter Act. It is also authorized as a part of the Feather River and Sacramento-San Joaquin Delta Diversion Projects unit of the Central Valley Project by Section 11260 of the Water Code; and

WHEREAS, The Department of Water Resources now proposes to issue revenue bonds in the amount of \$325,000,000 pursuant to the Central Valley Project Act to finance the construction of the Oroville Dam, which revenue bonds will be payable from, and constitute a first lien on, the revenues derived from the sale of electric power generated at the Oroville Dam; and

WHEREAS, Under the provisions of the Burns-Porter Act, "all revenues derived from the sale, delivery or use of water or power, and all other income or revenues, derived by the State, from the *State Water Resources Development System*" can be used only for:

"1. The payment of the reasonable costs of the annual maintenance and operation of the State Water Resources Development System and the replacement of any parts thereof.

"2. *The annual payment of the principal of and interest on the bonds issued pursuant to this chapter.*

"3. Transfer to the California Water Fund as reimbursement for funds utilized from said fund for construction of the State Water Resources Development System.

"4. Any surplus revenues in each year not required for the purpose specified in the foregoing subparagraphs (1), (2) and (3) of this subdivision (b) of Section 12937 and not required to be transferred to the General Fund pursuant to subparagraph (a) of this Section 12937 shall, during the time any of the bonds authorized herein are outstanding, be deposited in a special account in the California Water Resources Development Bond Fund and are hereby appropriated for use and shall be available for expenditure by the department for acquisition and construction of the State Water Resources Development System as described in Section 12931 hereof." (Sec. 12937 (b), Wat. C.; emphasis added);

and

WHEREAS, It is thus evident that the Oroville Dam, whether constructed as a State Water Facility or as a unit of the Central Valley Project, is a part of the State Water Resources Development System, all revenues from which are irrevocably dedicated to expenditure in strict accordance with the provisions of the Burns-Porter Act; and

WHEREAS, As the Attorney General has stated (see 36 Ops. Cal. Atty. Gen. 163) "If the portion of § 12937 (b) quoted above were applied literally, no facilities not fully financed by the Burns-Porter Act could be funded by debt financing except in subordination to the bonds issued under the Act"; and

WHEREAS, This admission by the Attorney General of the plain, ordinarily accepted meaning of the language submitted to the voters is further supported by the Analysis of the measure by the Legislative Counsel, printed in the ballot pamphlet at the time the Burns-Porter Act was submitted to the people for their approval, the pertinent portion of which reads as follows:

"This bond act would pledge the full faith and credit of the State for the payment of the bonds and would appropriate from the General Fund the sum necessary to pay the principal and interest on the bonds. Annual transfers of project revenues to the General Fund would be made to meet bond service payments. If project revenues in any year were insufficient to meet such payment, an amount of money equal to the deficiency would be transferred to the General Fund from project revenues as soon as it became available, with simple interest thereon at the same rate as borne by the bonds."; and

WHEREAS, That the voters understood this language to mean what the Attorney General concedes is its literal meaning is also apparent from the fact that the argument in favor of the measure, submitted to the voters in the ballot pamphlet, specifically declared as follows:

"... no new taxes are involved; the bonds are repaid from project revenues, through the sale of water and power. In other words, *it will pay for itself*. . . . The bonds will finance completion of all facilities needed, as described in the Act . . ."; and

WHEREAS, These, the express and unambiguous provisions of the act and the statements made to the people when they voted their approval of the act, not only reflected the intent of the Legislature in submitting the measure, but also constituted the terms of the agreement between the people and their State pursuant to which bonds were to be issued; and

WHEREAS, It is well settled that the voters' approval of a bond issue creates an obligation in the nature of a contract that must be respected, and a material departure from the proposition as voted will not be upheld (see *Golden Gate Bridge etc. Dist. v. Felt*, 214 Cal. 308, 339; *Skinner v. City of Santa Rosa*, 107 Cal. 464, 465; *Peery v. City of Los Angeles*, 187 Cal. 753; *O'Farrell v. County of Sonoma*, 189 Cal. 343, 348); and

WHEREAS, If the Burns-Porter Act were to be construed as permitting the use of revenues from any of the facilities of the State Water Resources Development System to repay revenue bonds issued and sold pursuant to the Central Valley Project Act, the terms of the agreement under which the people have extended their approval for the issuance of general obligation bonds will be rendered meaningless; the revenues they are entitled to look to for repayment of those bonds could be diverted to other uses at the will of the Department of Water Resources; and, with the authority to issue unlimited amounts of revenue bonds pursuant to the Central Valley Project Act, the department could issue revenue bonds not only in the proposed amount of the \$325,000,000, but for any greater amounts, so as to even further destroy the financial stability imposed by the Burns-Porter Act with respect to the bonds issued thereunder; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate of the State of California hereby declares that it is not now, and was not at the time of the proposal and adoption of the Burns-Porter Act, the intent of the Legislature or of the people of the State of California that the Department of Water Resources should be authorized to issue revenue bonds pursuant to the Central Valley Project Act to finance the construction of the Oroville Dam and to pledge the revenues derived from the sale of electric power generated at said dam for the payment of such revenue bonds; and be it further

Resolved, That the Department of Water Resources is hereby directed to refrain from issuing and selling any revenue bonds pursuant to the Central Valley Project Act for the purpose of financing the Oroville Dam; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to the Director of the Department of Water Resources and to each member of the California Water Commission.

Resolution read, and referred to Committee on Water Resources.

ANNOUNCEMENT BY SENATOR MURDY

Senator Murdy announced that the Senate Journal of 50 years ago (March 11, 1913) noted the fact that Joseph A. Beek was appointed Assistant Secretary of the Senate and commenced work for the Senate on that date. He commented on the fact that this indicated 50 years of service.

MOTION TO RECESS

At 3:41 p.m., Senator Burns moved that the Senate recess for five minutes in order that the Secretary of the Senate might explain how he had been able to survive 50 years of service to the Legislature when 25 years had been sufficient to wear out most Members of the Senate.

Motion carried.

COMMENT BY SECRETARY

The Secretary commented "The first 50 years are the hardest. After that you don't mind it at all."

REASSEMBLED

At 3:44 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill No. 492—An act to amend Sections 18001, 18002, 18371, and 18372 of, and to add Section 18371.5 to, the Health and Safety Code, relating to mobilehomes, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 2, line 26, of the printed bill, strike out "4", and insert "4.5".

Amendment No. 2

On page 2, line 27, strike out "11370", and insert "11371".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

Senate Bill No. 241—An act to amend Section 12757 of the Health and Safety Code, relating to fireworks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "public".

Amendment No. 2

On page 1, line 4, strike out "or on"; strike out line 5; and in line 6, strike out "hicles are stored or parked", and insert a comma.

Amendment No. 3

On page 1, line 7, strike out "gasoline or other".

Amendment No. 4

On page 1, line 8, after "dispensed", insert ", or on any parking lot where motor vehicles are parked less than 25 feet from the fireworks stand location".

Amendment No. 5

On page 1, line 9, strike out "100-foot distance", and insert "distances prescribed by this section".

Amendment No. 6

On page 1, line 10, strike out "when adequate safeguards are"; strike out line 11, and insert "if he determines from the nature of the location or the type of construction of the fireworks stand that the sale or discharge of fireworks, or the parking of motor vehicles, within the distances prescribed by this section would not create a hazard to life or property. Any area of any parking lot upon which the sale or use of fireworks or the parking of any motor vehicle is prohibited shall be surrounded by barricades which are sufficient to indicate the area in which the sale or use of fireworks or the parking of any motor vehicle is prohibited by this section."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

Senate Bill No. 454—An act to amend Sections 51, 53, 54, 120, 213, 326, 422, 502.1, 512, 513, 515, 550, 562, 565, 612, 640, 643.2, 644, and the title of Chapter 3 (commencing with Section 550) of Part 2 of Division 2 of the Military and Veterans Code, relating to the designation of the California National Guard Reserve.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military and Veterans Affairs:

Amendment No. 1

On page 4, line 34, of the printed bill, strike out "d,".

Amendment No. 2

On page 5, line 37, before "STATE", insert "CHAPTER 3."

Amendment No. 3

On page 7, line 20, strike out the first "code".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 560—An act to amend Section 450 of, and to add Section 450.1 to, the Military and Veterans Code, relating to military courts and disciplinary punishments within the California National Guard, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Military and Veterans Affairs:

Amendment No. 1

On page 3, line 32, of the printed bill, after "G(i)", insert a comma.

Amendment No. 2

On page 4, line 23, strike out "(c)", and insert "(3)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 334—An act to amend Section 9701 of the Education Code, relating to textbooks.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, before line 1, insert
"SECTION 1. Section 9701 of the Education Code is amended to read:".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 78—An act to add Division 18.5 (commencing with Section 25410) to; to amend Section 8454 of; and to repeal Chapter 6 (commencing with Section 1401) of Division 4, Chapter 7 (commencing with Section 2551) of Division 5, Chapter 8 (commencing with Section 22200) of Division 16, Article 4 (commencing with Section 5701) of Chapter 5 of Division 6, Article 5 (commencing with Section 7801) of Chapter 2 of Division 7, and Article 8 (commencing with Section 15651) of Chapter 2 of Division 11, of; and to repeal Sections 989,

7751, 8403, 17004, and 20802 of; the Education Code, relating to junior colleges.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 69—An act to amend Section 10801 of the Education Code, relating to interdistrict school attendance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 249—An act to amend Section 13581 of the Education Code, relating to the definition of the classified service within school districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 346—An act to add Article 3 (commencing with Section 6871) to Chapter 8, Division 6 of the Education Code, relating to the education of physically handicapped minors for whom no school district, county superintendent of schools or the State of California has appropriated special education facilities and services for enrolling such minors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, in the heading of the printed bill, strike out "and Stiern". and insert "Stiern, and Rattigan".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 52—An act to amend the heading of Article 12 of Chapter 6 of Division 5 of, and to amend Section 2451 of, the Education Code, relating to school district organization.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, line 2, of the printed bill, strike out "area of the".

Amendment No. 2

On page 2, line 3, strike out "area".

Amendment No. 3

On page 2, strike out line 4, and insert "territory in question in the other high school district so that the elementary school district shall be situated entirely within that high school district."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 17—Relative to the economic growth of California.

Motion to Pass on File

Senator Burns moved that Senate Concurrent Resolution No. 17 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 204—An act to add Section 21114 to the Vehicle Code, relating to traffic regulations.

Bill read third time.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in Senate March 6, 1963, after "conclusive," insert "Upon such designation becoming effective, it shall be the sole responsibility of the local authority to enforce the provisions of the Vehicle Code and all rules and regulations adopted by it upon such street or road."

Amendment read, and adopted.

Bill ordered printed.

Motion to Re-refer Senate Bill No. 204

Senator Burns moved that Senate Bill No. 204 be re-referred to Committee on Local Government.

Motion carried.

Senate Bill No. 174—An act to amend Section 13160 of the Health and Safety Code, relating to fire extinguishers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 19—Relative to rates for nursing homes.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrader, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 327—An act authorizing a grant to the Browns Valley Irrigation District for recreation in connection with the Virginia Ranch Dam Project, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 29—An act to amend Section 5715.1 of the Education Code, relating to junior colleges, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR

Senate Bill No. 30—An act to add Chapter 6 (commencing with Section 28100) to Division 12 of the Vehicle Code, relating to Vehicle Equipment Safety Compact.

Objection Raised

Senator Bradley objected to Senate Bill No. 30 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule 22.2, ordered Senate Bill No. 30 to the second reading file.

Senate Bill No. 124—An act to amend Section 5513 of the Fish and Game Code, relating to the use of gaffs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Gersinsky, Hohnschild, Lagomastino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgewick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 927: By Senator McCarthy—An act to amend Section 7101 of the Health and Safety Code, relating to liabilities of estates.

Referred to Committee on Public Health and Safety.

Senate Bill No. 928: By Senators McCarthy and Burns—An act to amend Section 27491 of the Government Code, relating to deaths requiring coroner inquiry.

Referred to Committee on Public Health and Safety.

Senate Bill No. 929: By Senator Cobey—An act to amend Section 165 of the Vehicle Code, relating to authorized emergency vehicle.

Referred to Committee on Transportation.

Senate Bill No. 930: By Senator Cobey—An act to amend Section 2922 of the Revenue and Taxation Code, relating to delinquent property taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 931: By Senator Sturgeon—An act to amend Sections 2180, 2180.1, 2180.5 and 2180.7 of the Welfare and Institutions Code, relating to old age assistance.

Referred to Committee on Social Welfare.

Senate Bill No. 932: By Senator Collier—An act to amend Section 26711 of the Vehicle Code, relating to eyeshades on vehicles.

Referred to Committee on Transportation.

Senate Bill No. 933: By Senator Gibson—An act relating to the conveyance of land to the United States for military, naval, or defense purposes.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 934: By Senator Backstrand—An act to amend Section 21355 of the Vehicle Code, relating to stop signs.

Referred to Committee on Transportation.

Senate Bill No. 935: By Senators Teale, Arnold, Rattigan, Petersen, Cameron, Miller, O'Sullivan, Collier, Begovich, Quick, Pittman, Williams, and Christensen—An act to amend Section 12912 of, and to add Chapter 7.3 (commencing with Section 12916) to Part 6 of Division 6 of, the Water Code, and to amend Section 6816 of the Public Resources Code, relating to state funds.

Referred to Committee on Water Resources.

Senate Bill No. 936: By Senators Miller, Arnold, O'Sullivan, Teale, Backstrand, Lagomarsino, Geddes, Collier, McAteer, Short, Sturgeon, McCarthy, Donnelly, Christensen, Williams, Dolwig, Gibson, Begovich, Symons, Regan, Stiern, Cameron, and Holmdahl—An act to repeal Chapter 8 (commencing with Section 11700) of Part 3 of Division 6 of the Water Code, relating to Central Valley Project revenue bonds, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 937: By Senator Sturgeon—An act to amend Section 660 of, and to add Section 661 to, the Vehicle Code, relating to the definition of unladen weight.

Referred to Committee on Transportation.

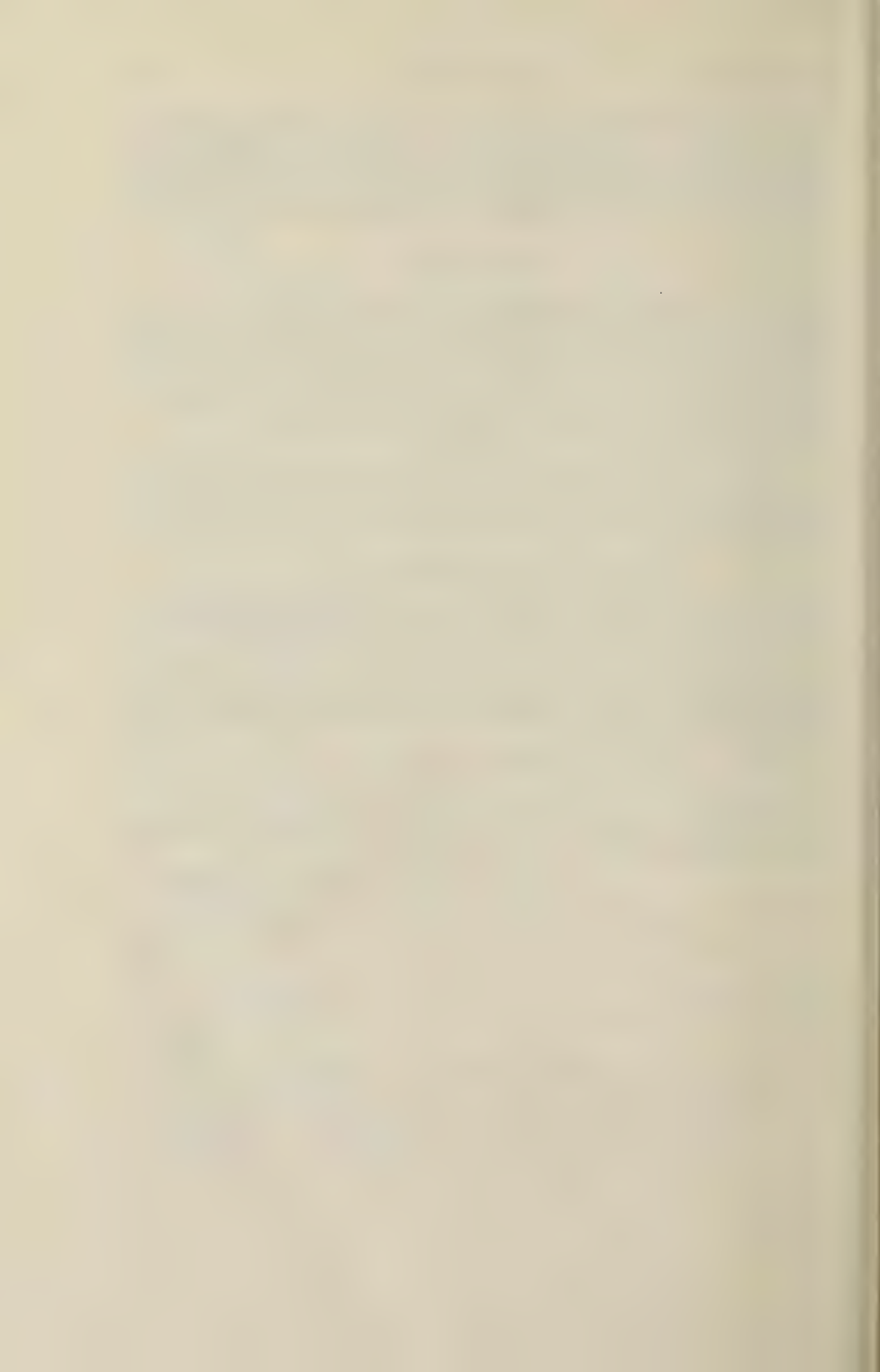
Senate Concurrent Resolution No. 37: By Senators Miller, McAteer, Short, O'Sullivan, Arnold, Gibson, Begovich, Symons, Regan, Stiern, Cameron, Petersen, Holmdahl, Teale, McCarthy, Christensen, Lagomarsino, Donnelly, Sturgeon, Geddes, Williams, Dolwig, Collier, and Backstrand—Relative to the proposed issuance and sale of revenue bonds pursuant to the Central Valley Project Act to finance the construction of Oroville Dam.

Referred to Committee on Water Resources.

ADJOURNMENT

At 4.12 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, March 12, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FORTIETH LEGISLATIVE DAY

FORTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, March 12, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

We thank Thee, O Lord, this day for the things we have so often taken for granted . . .

. . . for the air we breathe, for the lovely verdure of Spring,
. . . for the friends You have given us who encourage and brighten our lives,
. . . for the opposition that brings out our own courage and strength,
. . . for sunlight and shadow, the blues of the skies, greens of the fields,
. . . the soft light of the moon, and the spectacular canopy of stars . . .

We thank Thee for the love of those dear to us . . .

. . . for the many smiling faces we see each day.

We even thank Thee for the pain, sorrow, anguish, for the failures that come our way . . . for these too give glory to Thee, O Lord. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Regan, on motion of Senator Burns, on legislative business.

Senator Short, on motion of Senator Petersen, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senators Farr and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Hawk of San Francisco.

On request of Senators Farr and Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joe Oliveri of Santa Cruz, and John Crivello of Monterey.

On request of Senators Farr and Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Calise of Monterey.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to George Stephan of Paso Robles.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Reverend and Mrs. C. Maxwell Brown of San Jose.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Wright of Santa Barbara.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Caroline Hawkins of Oceanside, and Mrs. Arthur Levy of San Diego.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Eleanor Christian of Vacaville, and Miss Rosemary Hovorka and Miss Beverly Andre, both of Sacramento.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Joyce Friedman, Mrs. Sylvia Finberg, Mrs. Belle Shapiro, and Mrs. Sol Branman, members of the Council of Jewish Women, all of Sacramento.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests: Mr. Thomas S. Montgomery, Assistant Superintendent, Preston School of Industry, Ione; and Robert Hernandez, Frank Prothero, James Earl Posey, Jimmy C. Martin, Leo J. Weekley, and James Spaise. Messrs. Louis and Tony Fuentes of Jackson.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and guests of Mercy High School of Burlingame: *Adults*—Sister Mary Consolata, S.M. (in charge); Sister Mary Ernest, S.M.; Sister Mary Joseph, S.M.; and Sister Mary Suzanne, S.M. *Students*—Colette Almeida, Paulette Almeida, Lolita Alonso, Judy Alves, Nancy Apodaca, Rosemary Baldanzi, Faye Baldasseroni, Jeanne Barsi, Diane Battaglia, Serrin Benzler, Marlene Brady, Maureen Brady, Eleanor Britschgi, Suzanne Bruni, Alice Calonic, Ellen Carr, Rhona Childers, Sharyn Ciolino, Maryann Coleman, Catherine Collins, Mary Creehan, Deirdre Cronin, Ann Crosby, Jeanne Danielski, Joan da Roza, Suzanne Dike, Lisa Dipman, Mary Doherty, Karen Douglas, Gail Doyle, Susan Dryer, Ellen Egan, Janice Fambrini, Vickie Farrell, Mary Beth Fickeisen, Caroline Foehr, Jeanne Fontana, Beverly Frisella, Carole Galli, Ann Gilsdorf, Anna Marie Gisle, Sandy Glenn, Patricia Gowan, Teresa Hallendorf, Kathleen Harriman, Patricia Heaney, Clara Horvath, Ellen Huson, Maureen Jolly, Lynn Kelleher, Vickie Lanza, Laura Lea, Chris Le Pine, Diane Lewis, Vickie Love, Lenee Luty, Patricia Mana, Maureen Marconi, Judy Marraccini, Sheila McGee, Stephanie McGinty,

Mary Meissner, Susan Moras, Marilyn Morgan, Linnis Nealon, Carole Nolan, Mary O'Brien, Pat O'Brien, Marilyn Orem, Joan Pamela, Kathy Paine, Elaine Pariani, Regina Parrinello, Joanne Peterson, Carol Pischke, Joan Porter, Susan Pringle, Paula Radenich, Margaret Rana-han, Catherine Ranney, Marie Ricci, Loreen Ringue, Virginia Rodondi, Joan Rutherford, Marilyn Schick, Donna Sciandri, Diane Siegel, Catherine Smeland, Rosemary Stave, Hazel Sterger, Judy Stewart, Judy Thiemann, Sandy Thiemann, Sandy Tilch, Sandy Turner, Judy Vi-trano, Anita Whelan, and Linda Whipp.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Twain Harte Elementary School: *Teacher*—Mr. Warren McDonald. *Parents*—Mrs. Philip Chapin, Mrs. Dayle Jacobs, Mrs. Earl Patterson, and Mrs. Ernest Schupp. *Students*—Tom Bates, Dennis Bird, Lawrence Boberg, John Boone, Richard Carter, Bob Champagne, Steve Clark, Jim Dion, Richard Farley, Stan Lloyd, Oren Loos, Tim O'Neill, Tom Parker, Alan Patterson, Clint Paxton, Stephen Peters, Gary Schupp, Paul Taylor, Jack Tune, Clifford Waltz, David Whitfield, Janet Barnes, Dorothy Bruton, Linda Chapin, Suzanne David, Ginny Eby, Claudia Fergon, Patty Goodell, Pam Jackson, Debbie Jacobs, Linda Johnson, Cheryl Muir, Cheryl Penning, Melba Ryals, Beki Sells, Linda Terzani, Shirley White, and Wanda Zabel.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Avery Elementary School of White Pines: Alberta Hansley, Ambrosia Castello, Claudette Ballard, Daniel Radford, Dennis Shires, Dick Giles, Donna Huber, Frances Grady, Ginger Martincello, Greg Kent, Greg Laret, Jackie Chandler, Jeanine George, Jeffrey Morris, Jennifer Simpson, Jim Jensen, John Rector, Marie Duda, Sally Baugh-man, Sharon Brooks, Siri Modrell, Suzanne Lloyd, and Tia Townsend.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Murphys Elementary School of Murphys: Patty Allen, Robert Burgess, Lyle Carr, Jack Freeland, Phillip Hofstetter, Richard McManus, Joanne Miller, Marsha Redding, Tommy Redding, Tom Schachten, Linda Schlieman, Sheila Tanner, and Kevin Vonaspern.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Valley Springs Elementary School of Valley Springs: *Adults*—Miss Hazel Fischer, Mr. Russel Day, and Mr. Carl Bosque. *Students*—Judy Archer, Judy Black, James Brucker, Philip Costa, Norman Dehart, Anne Foppiano, Duvene Gamma, Mary Good-ner, Patricia Goodner, Traves Grimes, Melvin Henley, Carol Kirkbride, Rudy Moreno, Donald Newton, James Park, Sheila Park, Larry Powell, Linda Robinson, Charlotte Saunders, Neil Shannon, Rita Stevens, Terry Taylor, and Vicki Villegas.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Alex Gay, Public Relations Officer for the Imperial Irrigation District; Nettie Brown, of the *Imperial Valley Weekly*; and the following Quechan Indians visiting Sacramento: Edmond Jackson, Jr., Chief; Esther Jackson, Melvin Hill,

Henrietta Jose, Teddy Jose, May Gualupe, Elvera Milliard, Thelma Emerson, Lee Emerson, Ignatius Cachara, Patsy Cachara, Boyd Hill, Christine Hill, Cheryl Chaipas, Mary O'Brien, Elmer Emerson, Andrew Emerson, Oliver Curran, George Bryant, Gregory Yuma, Arthur Milliard, Jr., Rosita Carr, Fritz Brown, Alice Brown, Byron Webb, Priscilla Webb, Don Menta, Sidney Plante, Alice Montague, Emarie O'Brien, Gerald Dewey, Manus O'Brien, Anderson Miguel, Jr., Norman Marshall, and Don J. Merrillo.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Commander Gerald Winters of Loomis, and Rear Admiral William C. Hughes of Omaha, Nebraska.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Arthur Zahler of Seal Beach, and Mr. Tom Peck of Huntington Beach.

On request of Senator McAttee, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Leon Morse of San Francisco, Mrs. Ely Farber of Beverly Hills, Mrs. Howard M. Myers of San Francisco, Mrs. Mort Glazer of Sacramento, Mrs. Bernard B. Glickfeld of San Francisco, Mrs. Julian Lippman of San Francisco, Mrs. Herschel Schiff of San Francisco, Mrs. Jerome Moskowitz of Hillsborough, Anna Atelson of Sacramento, Mrs. Anita Bronman of Sacramento, Mrs. Sylvia Finberg of Sacramento, Mrs. Rena Finberg of San Jose, Miss Miriam Greff of San Francisco, Mrs. George Herzog of San Francisco, Mrs. Hannah (Sue) Roodin of Belmont, Mrs. Alfred (Edith) Hammersbough of San Mateo, Mrs. Aaron Stoff of San Francisco, Mrs. Robert Rhine of San Francisco, Mrs. Arthur Zahler (Kay) of Seal Beach, Mrs. Norma Gilbert of Encino, Mrs. Murray N. Powers of Sacramento, Mrs. Ida L. Michaels of Los Angeles, Mrs. Arthur Levy of San Diego, Mrs. Lester Friedman of Carmichael, Mrs. Maurice Shapiro of Sacramento, Mrs. Harry Sheddell of San Marino, Mrs. Robert Wolman of San Marino, and Mrs. M. Borsook of Pasadena.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Douglas De Lay of Sacramento.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to R. L. McGinnis of Emeryville, Norman Schloss of Emeryville, Francis A. Nichols of San Leandro, Robert Hart of Oakland, Alan Parry of San Leandro, and Marvin Phillips of San Leandro.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and scouts of Troop No. 446 of Castro Valley: Mrs. William Chun, leader; Mrs. George Gomes, assistant leader; and Mrs. Ray Hanson, troop committee. *Scouts*—Lorraine Boyle, Carolyn Chun, Pamela Fassio, Charlotte Fernandes, Sharon Gomes, Eileen Hanson, Lola Hughes, Dorothy Huntsman, Patty Kawaguchi, Joanne Korematsu, Tressa LaMarte, Carolyn Marquardt, Jean Melle, Francis Moal, Terri Morgan, and Sandra Perry.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joseph Condran of Downey, and Edgar Craine of Whittier.

RECESS

At 3.24 p.m., on motion of Senator Cameron, the Senate recessed to introduce Rear Admiral W. C. Hughes and Commander Gerald Winters.

COMMITTEE OF ESCORT

The President appointed Senators Christensen, Grunsky, Cameron, and Gibson as a committee to escort Rear Admiral W. C. Hughes, Deputy Chief Commander of the United States Naval Reserve, to the rostrum.

INTRODUCTION

Senator Cameron introduced Rear Admiral W. C. Hughes, Deputy Chief Commander of the United States Naval Reserve, and stated that Admiral Hughes was very proud that as a young man, he had been gunner's mate third class.

ADDRESS BY ADMIRAL HUGHES

Rear Admiral Hughes expressed his pleasure to have the opportunity to visit the wonderful State of California in connection with the Naval Reserve program, and his pride to be accorded the great honor of addressing the Senate. He stated that the future of the United States Navy and the State of California are indelibly entwined; that he is happy to be here as a representative of the Navy, to visit the State, to inspect the Navy units and personnel, and to do his part in promoting the happy relationship that exists between the United States Navy and the State of California.

REASSEMBLED

At 3.26 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 12, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 3
Senate Concurrent Resolution No. 5
Senate Concurrent Resolution No. 6
Senate Concurrent Resolution No. 7

Senate Concurrent Resolution No. 12
Senate Concurrent Resolution No. 13
Senate Concurrent Resolution No. 20
Senate Concurrent Resolution No. 24

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, March 12, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 10
Assembly Bill No. 598
Assembly Bill No. 612
Assembly Bill No. 615
Assembly Bill No. 656

Assembly Bill No. 697
Assembly Bill No. 698
Assembly Bill No. 708
Assembly Bill No. 709

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 10—An act to amend Section 50731 of, to add Section 50731.5 to, and to add Article 1.5 (commencing with Section 50740) to Chapter 2 of Part 4 of Division 15 of, the Water Code, relating to reclamation districts.

Referred to Committee on Local Government.

Assembly Bill No. 598—An act to amend Section 1263 of the Business and Professions Code, relating to clinical laboratory technologist trainees.

Referred to Committee on Business and Professions.

Assembly Bill No. 612—An act to amend Section 1183 of the Civil Code, relating to proof and acknowledgment of instruments outside the United States.

Referred to Committee on Judiciary.

Assembly Bill No. 615—An act to amend Sections 73822, 73823, 73824, 73825 and 73826 of the Government Code, relating to salaries of Modesto Municipal Court attachés.

Referred to Committee on Local Government.

Assembly Bill No. 656—An act to add Sections 12722, 12723 and 12724 to the Water Code, relating to the project for flood protection on Alameda Creek in Alameda County.

Referred to Committee on Water Resources.

Assembly Bill No. 697—An act to add Section 24211 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 698—An act to amend Section 24210 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 708—An act to amend Section 1944 of the Labor Code, relating to the employment of alien librarians by any college or university supported in whole or in part by the State.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 709—An act to amend Section 24200.5 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 164—An act to add Sections 15654 and 16069 to the Education Code, relating to auxiliary facilities of school districts maintaining junior colleges, and declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the 12th day of March, 1963, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, March 11, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 69

Senate Bill No. 249

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 334

Senate Bill No. 560

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 78

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 454

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, March 8, 1963

MR. PRESIDENT: The Committee on Education to which was referred:

Senate Bill No. 79

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 408

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

O'SULLIVAN, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Transportation

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Concurrent Resolution No. 29

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and to Consent Calendar.

COLLIER, Chairman

Above reported resolution ordered to Consent Calendar.

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 108

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 279

Senate Bill No. 527

Senate Bill No. 283

Assembly Bill No. 301

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 401

Assembly Bill No. 337

Senate Bill No. 494

Assembly Bill No. 416

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

O'SULLIVAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 113

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

O'SULLIVAN, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 473

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 165

Senate Bill No. 453

Senate Bill No. 250

Assembly Bill No. 120

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 42

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

PETERSEN, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 42

Senator Cobey moved that Senate Bill No. 42 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 42—An act to add Division 3.6 (commencing with Section 810) to Title 1 of the Government Code, and to amend Sections 340, 1095 and 1242 of the Code of Civil Procedure, and to repeal Sections 903, 1041, 1042, 13551, 15512, 15513, 15514, 15515 and 15516 of the Education Code, and to repeal Article 1 (commencing with Section 1950) of Chapter 6 of Division 4 of Title 1 of, Article 6 (commencing with Section 50140) of Chapter 1 of Part 1 of Division 1 of Title 5 of, Article 3 (commencing with Section 53050) of Chapter 2 of Part 2 of Division 1 of Title 5 of, and Sections 2002.5, 39586, 54002, 61627 and 61633 of, the Government Code, and to amend Sections 943 and 954 of, and to repeal Chapter 23 (commencing with Section 5640) of Part 3 of Division 7 of, the Streets and Highways Code, and to repeal Article 10 (consisting of Section 51480) of Part 7 of Division 15 of, Chapter 5 (commencing with Section 60200) of Part 3 of Division 18 of, and Sections 22725, 22726, 22730, 22731, 31083, 31089, 31090, 35750, 35751, 35755, 35756, 50150 and 50152 of, the Water Code, and to amend Sections 6005, 6610.3 and 6610.9 of the Welfare and Institutions Code, and to repeal Section 21 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), and to repeal Section 10 of Chapter 641 of the Statutes of 1931 (Flood Control and Flood Water Conservation District Act), relating to liability of public entities and public officers, servants and employees.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 2, between lines 44 and 45 of the printed bill, as amended in Senate February 26, 1963, insert

"814.2. Nothing in this part shall be construed to impliedly repeal any provision of Division 4 (commencing with Section 3201) or Division 4.5 (commencing with Section 6100) of the Labor Code."

Amendment No. 2

On page 4, line 34, strike out "of", and insert "or".

Amendment No. 3

On page 5, line 10, after "the property", insert "(as defined in subdivision (c) of Section 830)".

Amendment No. 4

On page 7, line 13, strike out "and", and insert "or".

Amendment No. 5

On page 8, strike out lines 30 and 31, and insert "unimproved property, including but not limited to any natural condition of any lake, stream, bay, river or beach, if at the time of".

Amendment No. 6

On page 12, line 46, strike out "detention", and insert "or penal".

Amendment No. 7

On page 13, line 2, strike out "detention", and insert "or penal".

Amendment No. 8

On page 13, line 28, after "arrest", insert "or by the failure to retain an arrested person in custody".

Amendment No. 9

On page 15, line 42, strike out "A", and insert "Neither a public entity nor a".

Amendment No. 10

On page 15, line 45, strike out "that".

Amendment No. 11

On page 15, line 45, strike out "hereinafter set"

Amendment No. 12

On page 15, line 5, strike out "of", and insert "holding a power pending out of"

Amendment No. 13

On page 16, line 39, strike out "that"

Amendment No. 14

On page 16, line 26, strike out "Section 2 of Part 2 of Division 17" and insert "Section 2 of Part 2 of Division 17"

Amendment No. 15

On page 26, line 45, strike out "hereinafter" and insert "hereinafter"

Unanimously agreed and adopted.

SENATE JOURNAL, June 12, 1909, at 10:00 o'clock A. M.

Message to Print With Rush Order

Speaker (Read) "The Senate has passed the bill for the purpose of the"

Printing Journal.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

Report Committee, June 12, 1909

Mr. Thompson: The Chairman of the Committee on Agriculture, to which was referred

Senate Bill No. 141

Reporters have read and discuss amendments to the bill. Amended and referred to the committee.

UNIVERSITY (Chairman)

NOTICE TO AMEND SENATE BILL NO. 141

Senator (Read) "The Senate Bill No. 141 is amended and referred to the Committee on Agriculture."

SENATE JOURNAL.

SECOND READING OF SENATE BILLS NOT OF ORDER

Senate Bill No. 141 - For and to amend Sections 1410, 1411, 1412, 1413, 1414, 1415, and 1416 of the Agricultural Code, relating to agricultural lands and other laws, to read effect amendments, as follows:

SENATE JOURNAL.

Message to Amend

Speaker (Read) "The purpose of the following amendments."

Amendment No. 1

On page 1, line 5, of the second line, strike out "that", and insert "hereinafter"

Amendment No. 2

On page 2, line 15, strike out "that", and insert "hereinafter"

Amendment No. 3

On page 2, line 1, and 2, strike out "of the land", and insert "of the land"

Amendment No. 4

On page 3, line 25, strike out "hereinafter", insert a comma.

Amendment No. 5

On page 4, line 1, strike out "fiscal", and insert "calendar".

Amendment No. 6

On page 4, line 4, strike out "fiscal", and insert "calendar".

Amendment No. 7

On page 6, strike out lines 15 to 34, inclusive; and line 35, strike out "Sec. 8", and insert "Sec. 7".

Amendment No. 8

On page 6, line 37, after "However," insert "Sections 3, 4, 5 and 6 of".

Amendment No. 9

On page 6, line 38, after "1963", insert "and Sections 1 and 2 of this act shall not become operative until January 1, 1964".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 110

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

PETERSEN, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 110

Senator Cobey moved that Senate Bill No. 110 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 110—An act to amend Section 139 of the Civil Code, relating to support of spouse and children.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 19, of the printed bill, after the comma, insert "including any order for support of children based on a provision for such support in an integrated property settlement agreement,".

Amendment No. 2

On page 2, lines 1 and 2, strike out "even where based on an integrated property settlement agreement,".

Amendment No. 3

On page 2, strike out lines 5 to 7, inclusive, and insert a period.

Amendment No. 4

On page 2, between lines 15 and 16, insert

"The amendments to the second paragraph of this section enacted at the 1959 Regular Session of the Legislature are effective only with respect to property settlement agreements entered into after the effective date of such amendments."

Amendment No. 5

On page 2, strike out lines 20 to 25, inclusive.

Amendment No. 6

On page 2, line 26, strike out "SEC. 3", and insert "SEC. 2".

Amendment No. 7

On page 2, line 28, after "entered", insert "into".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 430

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 430

Senator Collier moved that Senate Bill No. 430 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 430—An act to amend Sections 8090 and 9260 of the Vehicle Code, relating to reciprocity permits, and making an appropriation.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, in the title of the printed bill, strike out ", and making an appropriation".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 285.

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 285

Senator Grunsky moved that Senate Bill No. 285 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 285—An act to add Section 1481.5 to the Education Code, relating to school district organization.

Bill read second time.

Motion to Amend

Senator Gruinsky moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, after "education.", insert "This section does not prohibit the formation of a separate junior college district if the unified district has been maintaining a junior college."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Insurance and Financial Institutions**

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 160

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 160

Senator Collier moved that Senate Bill No. 160 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 160--An act to amend Section 12396 of the Insurance Code, relating to underwritten title companies.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate March 7, 1963, after "create", strike out "a", and insert "an escrow".

Amendment No. 2

On page 1, line 6, after "the", insert "escrow".

Amendment No. 3

On page 1, line 13, after "the", insert "escrow".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Rattigan:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, March 8, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the

Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Assembly Bill No. 1615—An act to add Section 33205 to the Health and Safety Code, relating to redevelopment agencies, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR RATTIGAN

Recommendation of Committee on Rules

SENATE CHAMBER, March 12, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Rattigan:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Assembly Bill No. 1615.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Article IV, Section 2(a) of the Constitution was declared suspended.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 901

Senator Cobey moved that Senate Bill No. 901 be withdrawn from Committee on Education and re-referred to Committee on Agriculture.

Motion carried.

MOTION TO PRINT REPORT

Senator Burns moved that the following report regarding "Progress in State Water Project Financing" be printed in the Journal.

Motion carried.

PROGRESS IN STATE WATER PROJECT FINANCING *

By

William E. Warne, Director

California State Department of Water Resources

It is with pleasure that I present to you today the modified financing program which we have developed for the State Water Project.

This means that we can at the same time build the full flood protection of Oroville Dam without financial problems, provide a certain cushion against escalation of construction costs and for other contin-

* Prepared for presentation before the California Water Commission in Sacramento, March 1, 1963.

gencies, and assure availability of greater funds for replenishment of the Delta through water development of the north coastal streams.

This new program has been developed as the result of intensive studies conducted by the department during the past two years. We have worked on this in close co-operation with our financial consultants, Dillon, Read & Co., Inc.

Our modifications, which carefully observe the basic principles of the Burns-Porter Act and of Governor Edmund G. Brown's policies relating to the State Water Project, consist of the two following major elements:

1. We will issue about \$325,000,000 in revenue bonds to be supported by the power revenues of the Oroville complex. We expect to issue these bonds over a four-year period beginning next year. Revenue bonds are authorized by the State's Central Valley Project Act, which the Legislature incorporated in the Burns-Porter Act.

2. We will apply federal Oroville flood control reimbursement moneys as necessary to payment of general obligation bond interest during the construction period.

This modification will avoid the necessity of borrowings from the State's General Fund to meet the costs of bond interest during early construction years on the project. Under the original plan, we estimated that such General Fund borrowings would have totalled about \$67,000,000 over the next six or seven years.

The modified plan will provide a balance of about \$250,000,000 of authorized but unissued general obligation bonds available, if needed, as a cushion against contingencies for completion of the initial State Water Facilities. This compares with about \$32,000,000 which would have been available under the original financing method. Since we do not expect to use this cushion, under our modified financing method, there will remain an estimated \$463,000,000 in general obligation bonds available for additional water facilities, quite probably for replenishment of the Delta through north coastal developments. This is \$218,000,000 more than would have been available under the original plan.

This modified financing method will not change the price charged for project water. The mode of determining this price is fixed by the water supply contracts without regard to the manner of disposition of power revenues or the interest paid on revenue bonds.

The modified financing method is consistent with and supported by opinions of the Attorney General. It requires no new authority from the Legislature. It has already been discussed with legislative leaders.

This does seem to be an appropriate time to report to you on our excellent financial situation.

Just last week the State Supreme Court validated the California Water Resources Development Bond Act, otherwise known as the Burns-Porter Act, and upheld the Metropolitan Water District of Southern California contract, which is the prototype water supply contract. Every point was decided in our favor.

One of the factors which stimulated the studies culminating in this modified financing method was the fact that the Burns-Porter Act did

not make provisions, as many bond acts have done, for payment of interest during construction from other than the General Fund. Another was the decision by Governor Brown to proceed immediately with construction of Oroville Dam in order that its vital flood protection be provided at the earliest possible date. The wisdom of this decision has, of course, been demonstrated anew. A sharply peaking flood crest this January swept through the damsite, which was the third such event in the past 12 months, and seriously threatened a repetition of the disastrous 1955 Yuba City flood downstream.

A brief comparison of the results of our modified financing method with those of the original financing method is included in the material handed to you (attached). You also have a chart (attached) summarizing the sources of funds for construction of the State Water Project.

The figures I have cited and those used in the tabulations are necessarily preliminary in view of current revisions being made in our estimates.

STATE WATER PROJECT
Comparative Results of Financing Methods
(In Millions)

	<i>Original Financing Method</i>	<i>Modified Financing Method</i>	<i>Difference Due to Modified Financing Method</i>
Borrowing from General Fund-----	\$67 *	None	—\$67
Balance of authorized but unissued general obligation bonds—			
Available if needed for completion of initial state water facilities----	32	\$250	+218
Available for state water facilities plus additional facilities-----	245	463	+218
Balance of revenues available for addi- tional facilities after repayment of California Water Fund-----	1,193	1,150	—43
Total bond issues—			
General obligation bonds -----	1,505	1,287	—218
Revenue bonds --	None	327	+327
Maximum annual issue—			
General obligation bonds -----	165	130	—35
Revenue bonds -----	None	85	+85

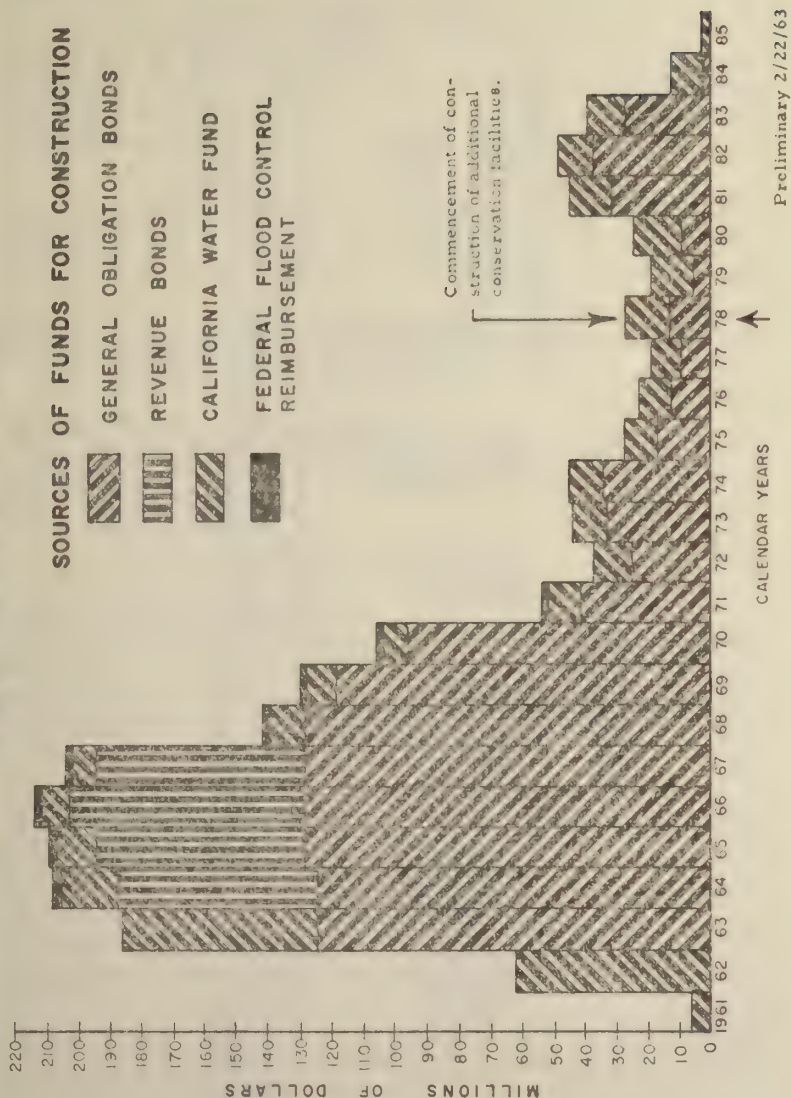
* Occurs during the period 1963-69 Prelim. 2/22/63

STATE WATER PROJECT

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STATE WATER PROJECT
Financial Analysis by Decades
(000)

10-year period	Financing					General obligation bond service	Applicable to general obligation bond service		Reminder of net revenues
	State construction expenditures ^a	California Water Fund	Federal reimbursement (Oroville)	Revenue bond proceeds	General obligation bond issues		Net revenues	Federal reimbursement (Oroville)	
1961-1970	-----						\$135,188	\$48,025	
1971-1980	-----	\$218,375	\$15,500	\$267,813	\$986,925	\$182,067	533,739	1,799	Balance ^b
1981-1990	-----	114,516	676	-----	202,050	506,892	701,945	-----	\$28,666
1991-2000	-----	48,826	-----	-----	98,618	625,978	747,816	-----	75,967
2001-2010	-----	-----	-----	-----	-----	643,714	879,563	-----	104,102
2011-2020	-----	-----	-----	-----	-----	644,020	805,911	-----	171,836
2021-2030	-----	-----	-----	-----	-----	416,358	334,858	-----	\$63,707
2031-2035	-----	-----	-----	-----	-----	80,086	247,131	-----	380,553
Total 1961-2035	-----	\$381,717	\$16,176	\$267,813	\$1,287,593	\$3,104,019	\$4,586,171	\$49,824	454,772
									242,227
									\$1,150,259

Notes: (a) Construction expenditures as shown treat expenditures from California Water Fund under prior appropriations as having been expended prior to 1961. Construction expenditures include \$66,000,000 on account of Oroville Flood Control.

(b) The balances of net revenues as shown above reflect principally the accumulation, in the rate formulas, of interest on construction expenditures through 1960 and from the California Water Fund thereafter.

Preliminary 2-22-63

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 62—An act to amend Sections 13163 and 13166 of, and to repeal Section 13164 of, the Health and Safety Code, relating to fire extinguisher sales licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "13162,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 13162 of said code is amended to read:

13162. The State Fire Marshal may issue and renew licenses for those persons or concerns who are in the business of [marketing, selling,] distributing, servicing, charging or testing of fire extinguishers, portable appliances, or devices for controlling and extinguishing fires.

SEC. 2. Section 13163 of said code".

Amendment No. 3

On page 1, line 4, strike out "selling,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

Senate Bill No. 169—An act to amend Sections 10060 and 10061 of the Health and Safety Code, relating to vital statistics.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health Safety:

Amendment No. 1

On page 1, line 4, after "local registrar of a city and county", insert "and the local registrars of cities of over 1,000,000 population".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

Senate Bill No. 201—An act to amend Section 36 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 55—An act to authorize a loan under the Davis-Grunsky Act to the Merced Irrigation District in connection with the Merced River development, and prescribing the terms and conditions upon which such loan shall be made.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 3, line 11, of the printed bill, after "Commission", insert ": provided, that in no event shall said loan be made to the district until the district has entered into a contract with the United States pursuant to Section 204 of the Flood Control Act of 1960 (Public Law 86 645)."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 120—An act to amend Section 2922 of the Revenue and Taxation Code, relating to unsecured property taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 16, of the printed bill, strike out "1", and insert "one-half of 1".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 123—An act to amend Section 440 of the Probate Code, relating to petition for letters of administration.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 177—An act to add Section 410 to, and to amend Section 512 of, the Probate Code, relating to administrators with the will annexed.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 89—An act to amend Sections 27324 and 27263 of the Government Code, relating to indexing.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 301—An act to amend Sections 888, 898, 904, 908 and 908.1 of, and to add Section 888.2 to, the Penal Code, relating to the number of members of grand juries.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 436—An act to amend Section 7074 of, add Section 7138 to, and repeal Section 7085 of, the Business and Professions Code, relating to contractors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 520—An act to amend Section 4905 of the Business and Professions Code, relating to veterinary medicine.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, strike out lines 7 to 10, inclusive, of the printed bill, and insert "thirty dollars (\$30)."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 30—An act to add Chapter 6 (commencing with Section 28100) to Division 12 of the Vehicle Code, relating to Vehicle Equipment Safety Compact.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 89—An act to amend Section 26101 of the Water Code, relating to irrigation districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Assembly Bill No. 80—An act to amend Section 18657 of the Education Code, relating to funds for education.

Bill read second time, ordered engrossed, and to third reading.

Assistant Secretary George B. Beattie at the Desk**INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS**

The following bills were introduced, and read the first time:

Senate Bill No. 938: By Senator Cobey (Coauthor: Assemblyman Winton)—An act to amend Sections 18301, 18302, 18303, 18903, and 19001 of the Education Code, relating to project-connected public school pupils.

Referred to Committee on Education.

Senate Bill No. 939: By Senator Burns—An act to amend Section 3208 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 940: By Senator Weingand—An act to amend Section 7581 of, and to add Section 7582 to, the Business and Professions Code, relating to the Private Investigator and Adjustor Fund.

Referred to Committee on Business and Professions.

Senate Bill No. 941: By Senator Sturgeon—An act to amend Sections 4101 and 4127 of the Agricultural Code, relating to the marketing of dairy products.

Referred to Committee on Agriculture.

Senate Bill No. 942: By Senator Sturgeon—An act to add Section 12.5 to the San Luis Obispo County Flood Control and Water Conservation District Act (Chapter 1294, Statutes of 1945), relating to the San Luis Obispo County Flood Control and Water Conservation District.

Referred to Committee on Local Government.

Senate Bill No. 943: By Senator Farr—An act to amend Section 16802 of the Education Code, relating to school transportation.

Referred to Committee on Local Government.

Senate Bill No. 944: By Senator Cobey—An act to amend Section 1240 of the Penal Code, relating to appointed counsel in death penalty cases.

Referred to Committee on Judiciary.

Senate Bill No. 945: By Senator Williams—An act to amend Sections 3632 and 3982 of the Public Utilities Code, relating to accident liability insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 946: By Senator Miller—An act to add Section 9356.5 to the Government Code, relating to the retirement of judges.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 947: By Senator Miller—An act to amend Section 75033 of the Government Code, relating to judges' retirement.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 948: By Senator Miller—An act to amend Section 121 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 949: By Senator Miller—An act to amend Section 5785 of, to repeal Sections 5785.05, 5785.1, and 5785.2 of, and to add Section 5785.1 to, the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Natural Resources.

Senate Concurrent Resolution No. 38: By Senators Geddes and Rattigan (Coauthors: Assemblymen Kennick and Elliott)—Relative to Senior Citizens' Month.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred: Assembly Bill No. 1615

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

REQUEST FOR UNANIMOUS CONSENT

Senator Rattigan asked for, and was granted, unanimous consent to take up Assembly Bill No. 1615, at this time, for consideration.

CONSIDERATION OF ASSEMBLY BILL NO. 1615

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Rattigan:

Resolved, That Assembly Bill No. 1615 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.
NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF ASSEMBLY BILL NO. 1615

Assembly Bill No. 1615—An act to add Section 33205 to the Health and Safety Code, relating to redevelopment agencies, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Assembly Bill No. 1615—An act to add Section 33205 to the Health and Safety Code, relating to redevelopment agencies, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—31.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

RECESS

At 3.54 p.m., on motion of Senator Collier the Senate recessed to introduce the Arizona Delegation.

COMMITTEE OF ESCORT

The President appointed Senators Collier, Quick, Backstrand, and Nisbet as a committee to escort the following distinguished guests, representing the State of Arizona, to the rostrum:

Senators: Harold C. Giss, Roy H. Thompson, Robert E. Morrow, and Earle W. Cook.

Representatives: James J. Glancy and M. G. Miniken.

Boundary Commission: Attorney General Robert W. Pickerell; State Land Commissioner Obed M. Lassen; Interstate Stream Commission, Wayne M. Akin, Chairman; and Executive Secretary, Howard F. Thompson.

Press: Ben F. Avery, *The Arizona Republic*.

Radio—T.V.: KOOL TV—Robert Beck; KPHO TV—Johnny Green.

INTRODUCTION

Senator Collier introduced Senator Harold C. Giss, Majority Leader of the Arizona State Legislature.

ADDRESS BY SENATOR GISS

Senator Giss stated that the delegation is here on official business today. After 10 years of meetings and public hearings, the Arizona and California Boundary Commissions have completed their work; the compact was signed today in the presence of the Governor of Arizona and the Governor of California. Senator Giss stated that the members of the Arizona Legislature have had some small part in this accomplishment.

He remarked at their pleasure in visiting Sacramento, noting they have flown over the lush valleys of California and were amazed at what they saw.

Their legislature is scheduled for adjournment next Saturday. They will introduce fewer bills than the California Legislature will pass this session. They have 28 Senate members, and 80 assemblymen.

He noted that they have much the same problems as the California Legislature and are sympathetic with the Legislature and its problems.

REMARKS BY SENATOR COLLIER

Senator Collier referred to Governor Paul J. Fannin of Arizona, who had been expected to address the Senate at this time but had been detained.

Senator Collier remarked that one of the fine things about being a member of the Interstate Cooperation Commission is the opportunity it affords to work with such fine gentlemen. He also praised Governor Fannin for his consistent attendance at these meetings, and the extreme helpfulness he has displayed in the field of highway transportation.

REASSEMBLED

At 4.01 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Assistant Secretary George B. Beattie at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 115—An act to add Article 15 (commencing with Section 6450) to Chapter 6 of Division 6 of the Education Code, relating to special educational programs for culturally disadvantaged children, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34 of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 115:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 8, 1963

To the Honorable Members of the Senate and Assembly:

Senate Bill No. 115, "An act to add Article 15 (commencing with Section 6451) to Chapter 6 of Division 6 of the Education Code, relating to special educational programs for culturally disadvantaged children, and declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

"I, therefore, recommend consideration of Senate Bill No. 115 as an emergency measure.

Respectfully submitted,

EDMUND G. BROWN, Governor

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—Senators Bradley and Murdy—2.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

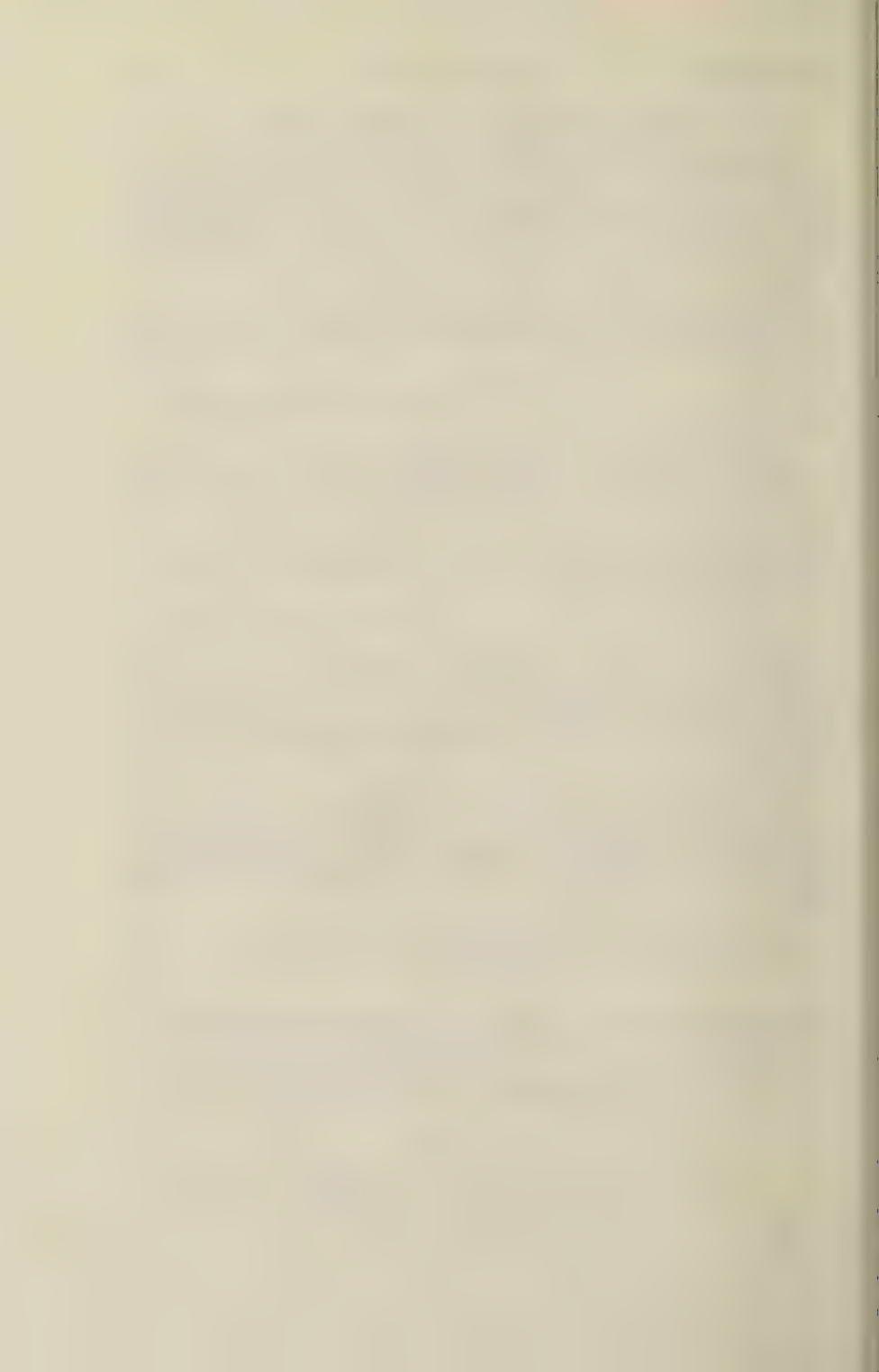
NOES—Senators Bradley and Murdy—2.

Bill ordered transmitted to the Assembly.

ADJOURNMENT

At 4.29 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, March 13, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-FIRST LEGISLATIVE DAY

FORTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, March 13, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

Quorum present.

PRAYER

By invitation of the President, prayer was offered by the guest Chaplain, Rabbi Joseph B. Glaser, of San Francisco:

Heavenly Father, We give thanks unto Thee for the privilege of meeting together in freedom and dignity to determine the course of our destiny. Thou hast bestowed upon us a mind to perceive truth, a heart to sense the concern and need of our fellow men, and a soul to enable us to put aside thought of self in order to serve our brothers. Thou hast commanded us to seek righteousness and pursue justice. Grant us the maturity, the objectivity and the compassion to obey Thy commandments.
AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Short, on motion of Senator McCarthy, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students: Mrs. Florence Peek, Mokelumne Hill; and Mr. John Joyner, West Point. From *Railroad Flat Elementary School*, Railroad Flat—Charles Burdick, Dennis Burns, Virginia Freeman, Alvin Haw-

kins, Margaret Hawkins, Sharon Higgins, Kathie Hoag, Frank Leoncio, Enea Richard, Larry Smith, Henry Stacher, and Dennis Wallace. From *West Point Elementary School*, West Point—Shirley Adams, Charles Arndt, Pamela Atup, Jimmy Avery, Sharon Balsley, Loretta Burrow, Linda Calvin, William Comerford, Rickey Davis, George DuBoise, Richard Ellingburg, Judith Hall, Leila Handy, Sonja Lagerquist, Yvonne Lambert, Catherine Lashels, Leroy Link, Carlene Miller, William Moore, Judy Phillips, Patsy Pickel, Loretta Tipton, Patricia Tipton, and David Zetsche. From *Paloma Elementary School*, Paloma—Helen Edwards, and Patrick Edwards. From *Mokelumne Hill Elementary School*, Mokelumne Hill—Dorothy Anderson, Cheryl Dustin, Sandra Hensley, Linda Martin, Harvey Monk, Jane Ponte, Phillip Sanchez, Janice Sanchez, Steven Schroeder, Kristine Swanson, Andrea Tuttle, Bill Williams, and Ricky Winkler.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Mary Beermann Elementary School of Lincoln: Mrs. Mildred Barry and Mr. Harold Pollett. *Students*—Lorean Abbott, Albert Aguiar, Jack Allen, Glen Asazawa, Roger Batts, Donna Bennett, Allen Bormouth, Karen Boyden, Douglas Braik, Timothy Clinton, Anthony DeArcos, Gloria Derobertis, Kay Ellis, Linda Evans, Richard Ferreira, David Frausto, Emma Garcia, Bruce Gilbert, Michael Gonzales, Valarie Gouvea, Patrick Gregory, James Hall, Kathaleen Hewitt, Allan Hoshida, Janis Hunt, Valerie Hunt, Carol Johns, Nancy Leggett, Donald Lucas, Patricia Ludovina, Carolyn Mays, Harold McGuire, Terry Medeiros, Gabriel Mejia, Ronald Steven Montgomery, Jarol Moore, Judith Moser, Larry Nevarez, Larry Neville, Judy Pombo, Linda Potts, Barrett Schuler, Shelby Setzer, Danny Sewell, Shirley Sims, Rose Staley, Dale Sylvester, John Turpin, Celestina Uribe, Christina Uribe, Robert Van Rooy, William Weygandt, Diane Winchester, and Larry Wyatt.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Woodlake Union Elementary School of Woodlake, Tulare County: *Teachers*—Virgil Hardin, Carl Kuehn, and William Crawford. *Students*—Bruce Asman, June Barnes, Pat Barnett, John Bellar, Dale Carter, Keren Cline, Kirk Cramlett, Antionette Esparza, Margaret Felix, Linda Garcia, Becky Gutierrez, Larry Hall, Sharon Halsey, Kerry Hansen, Norma Hardin, Bill Hayes, Vicki Holdaway, Leon Janeway, Carmen Jiminez, Brenda Loftis, Pamela Lokey, Mike Marshall, Juanita Mata, Jim Mitchell, Cecil Osorio, Mike Peden, Emily Rebolledo, Henry Romero, Ronald Rominger, Eldon Roush, Evelia Salmon, Betty Simmons, Gary Waddle, Rebecca Whited, Isabel Zavala, Ray Acosta, Rosemary Aguirre, Amelia Banuelos, Thelma Bocanegra, Juan Castillo, Pauline Chavez, Charles Cisneros, Isaac Estrada, Erik Hoppe, Margarita Jimenez, Mary Ann Ledbetter, Alice Lopez, Frank Maldonado, Lorraine Mejia, Jerry Miller, Charles Morgan, Robert Munoz, Dennis Myers, Lee Newhouse, Robert Nunez, Manuel Olea, Benny Pena, Peter Ramirez, Ramona Rivas, Thomas Rivas, Leonard Robelledo, Henry Rodriguez, Robert Sotelo, Lynda

Williams, Yvonne Williams, Gerald Whittaker, Terry Williams, Pat Cardenas, Pam Carter, Jim Crawford, Gayle Diamond, Ralph Diaz, Paula Finley, Randy Gann, Joe Garcia, Marcia Gayer, Betsy Hansen, David Haury, Margaret Hernandez, Lester Hildreth, Stanley Jaceks, Carrie Johnson, Del Jones, Ralph Keck, Nancy Lewis, Mary Lopez, Virginia Mata, Jerry Mayfield, Linda Micham, Albert Moreno, Deborah Mosier, Penny Painter, Arthur Paloma, Lydia Ramirez, Terry Rivas, Al Roberts, Betty Rodriguez, Ronnie Saltkill, Stanley Sanchez, Ricky Seawright, Ruben Seminario, Wilma Stone, John Vanderhoof, Mayrene Votaw, Kathy West, and Franklin Yang.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Al Shipley of Lower Lake, Don Griner of Upper Lake, Lloyd Hamilton of Lakeport, Willard Hanson of Lakeport, and John W. Taylor, County Superintendent of Schools of Ukiah.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Grover Coburn of Paso Robles.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sheriff Louis Mountano, Jeffery Blankfort, Harry Teague, and Dr. Robert Schell, all of Marin County.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Eugene W. Rideout, Ex-Secretary of the Butte-Glenn Medical Society, of Chico.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. W. H. Williams, Mr. Ed O'Conner, Dr. James Powell, Mr. Boyd Thompson, and Mr. Al Pross, all of Stockton.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to C. D. Scozzafava, Manager of the Pacific Telephone Company of National City.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the American Field Service: Alberto Mirato of Madrid, Spain; Jorge Alvear of Chile, Ann McLennan of New Zealand, Andrew Spears of Palo Alto, Robert Spears of Palo Alto, James Spears of Palo Alto, Suzanne Larsen of Denmark, Marcus Wespi of Switzerland, Ray Ruppel of Palo Alto, James Ruppel of Palo Alto, Lois Ruppel of Palo Alto, and Larry Judy of Palo Alto.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. T. W. Bretz of Santa Clara, Dr. Richard Wilbur of Palo Alto, Mr. Joe Donovan of San Jose, Miss Rossana Coviello, International Student from Italy, attending Saratoga High School; Mr. and Mrs. Lawrence Tyler, Greg Tyler, Mrs. James Smith, and Miss Barbara Smith, all of Saratoga.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to P. W. Brown, San Carlos; D. L. Martin, San Mateo; P. D. Reiland, San Francisco; Mr.

Donald Kennedy, Atherton; Gillian Carver, Sydney, Australia; Popi Mylona, Rhodes (Island), Greece; Mani Gonzalez, Madrid, Spain; Diane Platt, Menlo Park; and Fulvio Cristiani, Rome, Italy.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. James E. Feldmayer of Exeter.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Leola C. Cooper, Rabbi Joseph Glaser, and Mrs. Juliet Goldman, all of San Francisco.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Timothy Mondavi, Ronald Borland, Judge Lowde Palmer, Gary Morgan, and Stephen Taplin, all of St. Helena.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. V. Y. Stillwell and Mr. James Collins, both of Sacramento.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Richard Lagomarsino of Ventura, Dr. Cloyce Huff and son, Mike, of Oxnard, and Sergeant Frances Nevis of Sacramento.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gilbert Tennis and Mr. Dudley Eldridge, both of Grass Valley.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. L. G. Stump of Jonesville, Michigan; Mrs. Mildred Bondsteel of Westpoint; and Miss Mary Bondsteel of Mokelumne Hill.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jack Fanani of Gerber.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Jack Vaughn, Dr. Seymour Strongin, and Mr. Eldon Geisert, all of Bakersfield.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Clarence Schutte of Santa Barbara, Mr. Robert Casey of Santa Maria, and Dr. Lawrence Nelson of Santa Barbara.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Logan Smith of Santa Rosa.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. Hanson of Marysville.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. A. V. Jorgensen of Newport Beach, and Mr. R. D. Sweeney of Los Angeles.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and Scouts of Cub Den 7, Pack 226: Mrs. Ann Briggs, den

mother; Mrs. Marian Shelton, assistant; Mr. Charles T. Briggs; and Scouts Patrick Briggs, David Marchand, Frederick Pyrskalla, James Schmitgal, Gerald Shelton, Bruce Wallace, Gary Ward, Daniel Wick, and Timothy Briggs.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Carleton Wood of Santa Barbara.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Allan Perry of San Leandro, Persons Brown of San Leandro, Tony Pavack of San Leandro, Gail Smith of Bloemfontein, Republic of South Africa; Mrs. William H. Lamm of Pleasanton; and Mrs. Marion Travis of Sacramento.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. Tom Hogan and Charmie Hogan, Fresno; Dr. Dwight Murray, Napa; Mrs. S. R. Sherman and Dr. S. R. Sherman, President-elect, California Medical Association, San Francisco.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of the School of the Assumption of San Leandro: Rev. Thos. J. Browne, Rev. Ralph Brennan, Sister M. Emily, O.P.; Sister M. Juliana, O.P.; Mr. and Mrs. J. T. Schiavenza, and Mr. and Mrs. Lou Barroero. *Students*—Michael Ahern, Susan Barroero, Ann Barros, Rosario Bausone, Vicki Buchanan, Nicholas Busovich, Barbara Cecchetti, Mary Elizabeth Cook, Gayle Corti, Steven Denegri, Margaret Dusenbury, Kathleen Elston, Michael Flanagan, James Foppoli, Cynthia Foudy, Barbara Frates, Jodene Gonzales, Janet Heffernan, Aydney Hibel, Adrienne Hink, Steven Kelly, Brian Kennedy, Judith Kerr, Sandra Kleeman, Patti Jo Knowlton, Todd Malone, Patrick Maroney, Thomas McGowan, Michael McNeill, Diane Meyer, Chris Moloney, Michele Moniz, Maureen Mulgrew, Marilyn Palia, Lindsey Parodi, Steven Peacock, James Rawlins, Carol Rucker, James Schiavenza, Joseph Sewald, Dolores Taylor, Michael Vidales, John Vonnegut, Geoffrey Walker, and Catherine Ybarrola.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Sarah Flynn, Mrs. Anna Willson, Mrs. Nell Bass, and Mrs. Jennie O'Neill, all of Huntington Park. Mr. Fred W. Marquart of Los Angeles, Mr. Sterling Pugsley of Pomona, Mr. R. T. Kenney of Los Angeles, and Mr. R. W. Wood of Los Angeles, who are members of the California Manufacturers Association.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joseph Jensen of Los Angeles, Conrad Fanton of Pasadena, Milo Dellman of South Gate, Bill Bedford of Pomona, and George Sinks of Pomona.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the East Oakland Parent-Teacher Association: Mesdames Dawson Jones, Carl Anderson, Eldred Bargagliotti, James Becker, A. L. Birchell, Miss Diane Birchell, Mesdames Frank Brum, Raymond Cayere,

John Clark, Winton Cole, William Davis, J. Farr, George Floyd, Mr. Steve Guller, Mesdames Jess Hill, N. L. Howard, R. C. Jones, A. V. Lencioni, Joseph S. McGinty, Edward R. Marquardt, Leon Miller, Moore, Donald Nelson, Fred Nicolet, Albert Olson, J. Peterson, Otto Ruenke, M. Santos, L. Stoker, James Vance, W. Weekesser, Arthur Simpson, L. J. Beaudet, Maurice Seigel, and Mrs. Jurubia Collins.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. W. N. Burns of Covina, and Dr. Douglas Donath of Pasadena.

COMMUNICATIONS

The following communications were received and read, and on motion of Senator Collier, ordered printed in the Journal:

STATE OF CALIFORNIA, STATE FIRE MARSHAL
1025 P STREET, SACRAMENTO 14
March 6, 1963

*Hon. Randolph Collier
State Senator, Second District
State Capitol, Room 3048
Sacramento 14, California*

DEAR SENATOR COLLIER: In accordance with your request, a survey for fire and life safety was made of the basement area of the main portion of the State Capitol Building.

The results of this survey indicate that important fire exposure hazards to the main portion of the Capitol do exist.

Construction of the basement naturally varies considerably because of the age of the structure and changes made through the years. Many of the walls and interior partitions are of brick or hollow tile masonry; others, however, are of wood frame construction with gypsum board or thin wood panel coverings. Where ceilings remain unaltered, they are of brick fashioned into shallow arches and held in place by exposed unprotected steel beams. Where alterations have occurred, ceilings of wood frame with gypsum board or plywood coverings have been suspended below the arched brick assemblies. In either case, however, the existing ceiling materials provide no rated degree of fire resistance in spite of a thin concrete deck which we understand overlays the brick assemblies and forms the first floor of the building above.

Penetrations of ceiling-floor assemblies by pipes, ducts, and electrical conduits have created innumerable unprotected vertical openings through which upper portions of the building are directly exposed from the basement. In addition, two unprotected interior stairways provide further means through which fire could gain access to the areas above.

Fire protection for the entire area at this time consists only of portable fire extinguishers and some interior wet standpipe and hose equipment. Due to limited means of access to the basement area, fire fighting operations would be seriously handicapped in the event of a major fire incident within this portion of the building. In such event, it is doubtful that fire hose streams could be effectively placed into operation from the exterior. Today, and for many years, minimum fire safety standards in buildings of similar design would require all such areas to be protected by means of automatic fire sprinkler systems.

At the present time the Capitol basement area is used primarily for storage and maintenance workshop purposes. This involves the storage and handling of combustible materials of all kinds including state records, many of which we understand may be irreplaceable. We are advised that the majority of storage and workshop areas are not under continual observation, particularly during the night-time hours.

Under all of these conditions, it is our opinion that a fire originating within the basement portion of the building would gain access to upper floor areas within a matter of minutes. In this event, major damage or even loss of the State Capitol could be the result. Therefore, we are offering the following recommendations, the fulfillment of which we believe will provide a reasonable degree of fire protection and safety from the exposure hazard now created by the basement area beneath the original section of the building:

1. An automatic fire sprinkler system should be installed throughout all portions of the basement area. We suggest that the automatic sprinkler system now installed within the adjacent parking garage be examined to determine whether this system could be extended to provide adequate coverage for the basement area.

2. Approved type one-hour rated fire doors, including door frames and hardware assemblies, should be installed at basement openings to the two interior stairways. These doors should be normally kept in the closed position.
3. Openings around pipe, duct, or electrical conduit penetrations through basement ceilings should be grouted solid with incombustible materials.

Little imagination is necessary to visualize the impact on the people of California following a fire of any magnitude within the State Capitol. Not only would a historical state monument be subjected to irreparable damage, but the very seat of our state government might well be jeopardized.

This inspection was made on an advisory basis only. The state laws now exclude state-owned or leased office buildings from the Fire Marshal's fire and life safety regulations. Other state buildings, such as state colleges, universities and state institutions, are regulated by the State Fire Marshal's regulations. Assembly Bill No. 907, introduced in this 1963 Legislative Session, could possibly provide the machinery necessary to effect expeditious and reasonable remedial action in situations such as this. Passage of this bill would certainly reduce the possibility of omitting basic fire and life safety measures from new or altered state office buildings.

If we can be of any further assistance in this matter, please call upon us.

Respectfully submitted,

GLENN B. VANCE, State Fire Marshal

STATE OF CALIFORNIA, STATE FIRE MARSHAL

1025 P STREET, SACRAMENTO 14

February 28, 1963

Hon. Randolph Collier

State Senator, 2nd District

State Capitol, Room 3048

Sacramento 14, California

DEAR SENATOR COLLIER: In accordance with your request, we have caused an examination and evaluation to be made of the parking garage located beneath the Capitol Annex. This study was made to determine whether reasonable fire protection and safety exists in connection with the parking and storage of automotive vehicles.

The garage area is situated below the Annex at the easterly end of the Capitol. Construction of this portion of the building is of reinforced concrete and would most nearly be classed as Type I in accordance with present day building code standards. The garage appears to be adequately separated from the remainder of the annex and from the older portion of the Capitol by means of fire walls and approved type automatic fire doors.

A complete automatic fire sprinkler system has been installed throughout the parking garage area. Interior wet standpipes and portable fire extinguishers of the carbon dioxide type appear sufficient and reasonably well located.

Housekeeping and general maintenance of the area is excellent. Garage attendants are to be commended for the manner in which the garage is maintained. During the time of our study we particularly noted that grease and oil drippings were not permitted to accumulate.

We are particularly concerned, however, with the severe congestion within the garage caused by the number of parked vehicles. At the time of our examination we noted that, in addition to regular parking spaces, aisles were utilized to park vehicles in a double file arrangement. In the event of fire under these conditions, it is entirely conceivable that firefighting operations would be severely handicapped due to an almost complete lack of aisle access to a major portion of the area.

In view of these conditions, we offer the following recommendations as a means to provide reasonable fire protection and safety in connection with the parking garage area.

1. Establish and maintain a maximum number of vehicles to be parked within the garage according to the actual number of spaces available.
2. Prohibit the use of aisle-ways for the parking or storing of vehicles. Aisles should be maintained free and clear as possible at all times.
3. Provide one 40-gallon wheeled foam fire extinguisher. This extinguisher should be centrally located to be readily available for movement to any portion of the garage in the event of a fire resulting from a flammable liquid spill.

It may be of interest to note that under existing statutes the State Fire Marshal is delegated direct authority to adopt and enforce minimum fire safety standards relating to the design and construction only in state institutions and state college buildings. There is however, a bill before the current session of the Legislature which would extend responsibility to the State Fire Marshal for the establishment of minimum fire safety standards in *all* state-owned buildings.

In the event we can be of any further assistance, please call upon us.

Yours very truly,

GLENN B. VANCE, State Fire Marshal

THE STATE OF IDAHO
OFFICE OF THE SECRETARY OF STATE
BOISE, March 4, 1963

*Hon. President of the Senate
California State Legislature
Capitol Building, Sacramento*

DEAR MR. PRESIDENT: I have the honor to transmit to you herewith an authentic copy of Senate Joint Memorial No. 9, passed by the 37th Session of the Idaho Legislature.

Respectfully submitted,

ARNOLD WILLIAMS, Secretary of State
State of Idaho

Enc.

Legislature of the State of Idaho—37th Session
In the Senate

SENATE JOINT MEMORIAL No. 9
By Judiciary and Rules Committee

A Joint Memorial

*To the Honorable Senate and House of Representatives of the United States
in Congress Assembled:*

Be it Resolved, by the 37th Session of the Legislature of the State of Idaho, now in session, the Senate and House of Representatives concurring, that we most respectfully urge the Congress of the United States of America to call a convention for the purpose of proposing the following amendment to the Constitution of the United States.

"ARTICLE -----

"SECTION 1. A 350 billion-dollar limit to be set on the United States federal government indebtedness.

"SECTION 2. Upon a declaration of a national emergency, approved by 75 percent of the House and Senate, this debt limit can be temporarily extended but the amount of debt temporarily extended must be retired within 10 years after the cessation of hostilities or declaration of an emergency.

"SECTION 3. All national debt commencing with the year 1970, whatever the sum, as of July 1, 1970 shall be retired at the rate of three (3) billion dollars a year in addition to payments of interest.

"SECTION 4. The national debt limit of 350 billion dollars may be raised beyond said sum, upon being approved by Congress and ratified by two-thirds of the states, exclusive of those amounts defined in Section 2."

The Secretary of State is hereby directed to send duly authenticated copies of this memorial to the President and Clerk of the United States Senate, the Speaker and Clerk of the United States House of Representatives and to each Member of Congress from the State of Idaho, and to the presiding officers of the Senate and House of Representatives of the several states.

This Senate Joint Memorial was adopted by the Senate on the 21st day of February, 1963.

S/ W. E. DREVLOW
President of the Senate

This Senate Joint Memorial was adopted by the House of Representatives on the 25th day of February, 1963.

S/ PETE T. CENARRUSA
Speaker of the House of Representatives

I HEREBY CERTIFY that the within Senate Joint Memorial No. 9 originated in the Senate during the 37th Session of the Legislature of the State of Idaho.

S/ ARTHUR WILSON
Secretary of the Senate

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 12, 1963

To The Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

JOHN GILLIES BELL, resident of 21310 East Covina Boulevard, San Dimas; member of the Adult Authority since May 25, 1959;

Member, Adult Authority, vice self, term expired, for the term prescribed by law, ending March 15, 1967.

JOHN WESLEY BREWER, resident of 134 Golden Hinde Boulevard, San Rafael; member of the Adult Authority since June 15, 1959;

Member, Adult Authority, vice self, term expired, for the term prescribed by law, ending March 15, 1967.

KENT SILVERTHORNE, resident of 1245 Stewart Road, Sacramento; member of the State Water Rights Board since July 1, 1959;

Member, State Water Rights Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

RALPH BRODY, 2427 West San Jose, Fresno; member of the California Water Commission since February 28, 1961;

Member, California Water Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

JOHN J. KING, resident of 515 Walnut Street, Petaluma; member of the California Water Commission since November 27, 1959;

Member, California Water Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

JOHN W. BRYANT, resident of 3670 Yosemite Way, Riverside; member of the California Water Commission since February 27, 1959;

Member, California Water Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

BEN COLE, resident of 1301 Arlene, Porterville; employee of a men's wear firm in Porterville; past president and director of the 20-30 club; director of the Porterville Chamber of Commerce; director of the Rotary Club; chairman of the Retail Merchants Committee of the Porterville Chamber of Commerce;

Member, Board of Trustees, Porterville State Hospital, vice John Harry Brady, M.D., term expired, for the term prescribed by law, ending four years from the date of confirmation.

ROBERT BROWNING, M.D., resident of 2612 Keough, Visalia; was graduated from the Los Angeles College of Osteopathic Physicians and Surgeons; has been in private practice in Visalia since 1944; member of the Visalia Optimist club; member of the California Osteopathic Association; president of the Tulare County Osteopathic Society;

Member, Board of Trustees, Porterville State Hospital, vice Jack E. Letsinger, resigned, for the term prescribed by law, ending four years from the date of confirmation.

J. FRANK HALLFORD, resident of 335 Carmelita Way, Porterville; majored in economics at the University of Southern California; retired from the retail grocery business; former vice mayor of the City of Porterville; past director of the Porterville Chamber of Commerce;

Member, Board of Trustees, Porterville State Hospital, vice Otto E. Sargent, resigned, for the term prescribed by law, ending four years from the date of confirmation.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 12, 1963

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

MATTHEW JIMINEZ, resident of 24844 Canyon View Court, Hayward; since 1948 he has had over 150 hours of university and special training in the use and care of fire apparatus and equipment, fire prevention and suppression, first aid and life saving operations and fire department administration; past president of the Hayward Area Safety Council; past president and director of the League of California Cities, Fire Chiefs' Section;

Member, State Fire Advisory Board, vice Chief Hugh Morris, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 13, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 86

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, March 13, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 4
Assembly Bill No. 38
Assembly Bill No. 41
Assembly Bill No. 71
Assembly Bill No. 111
Assembly Bill No. 185
Assembly Bill No. 239
Assembly Bill No. 275
Assembly Bill No. 326
Assembly Bill No. 380
Assembly Bill No. 385
Assembly Bill No. 456
Assembly Bill No. 477
Assembly Bill No. 491
Assembly Bill No. 494
Assembly Bill No. 530

Assembly Bill No. 552
Assembly Bill No. 572
Assembly Bill No. 587
Assembly Bill No. 592
Assembly Bill No. 593
Assembly Bill No. 602
Assembly Bill No. 605
Assembly Bill No. 618
Assembly Bill No. 645
Assembly Bill No. 646
Assembly Bill No. 662
Assembly Bill No. 699
Assembly Bill No. 702
Assembly Bill No. 1253
Assembly Bill No. 1580

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 4—An act to add Section 172g to, and to amend Sections 172e and 172f of, the Penal Code, relating to sale of alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 38—An act to amend Sections 18464 and 18471 of the Elections Code, relating to canvass of election returns.

Referred to Committee on Elections.

Assembly Bill No. 41—An act to amend Section 755 of the Elections Code, relating to new resident voting.

Referred to Committee on Elections.

Assembly Bill No. 71—An act to amend Sections 310 and 321 of the Elections Code, relating to affidavits of registration.

Referred to Committee on Elections.

Assembly Bill No. 111—An act to repeal the California Water Storage and Conservation District Act (Chapter 1253, Statutes of 1941), relating to water storage and conservation districts.

Referred to Committee on Water Resources.

Assembly Bill No. 185—An act to add Section 15805 to the Government Code, relating to the naming of state office buildings.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 239—An act to amend Section 8352 of the Revenue and Taxation Code, relating to the Motor Vehicle Fuel Fund.

Referred to Committee on Transportation.

Assembly Bill No. 275—An act to amend Sections 20782, 20783 and 20788 of the Government Code, relating to State Employees' Retirement Law, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 326—An act to repeal Section 13357 of the Vehicle Code, relating to driver's license.

Referred to Committee on Transportation.

Assembly Bill No. 380—An act to add Sections 15413, 15414 and 15415 to the Elections Code, relating to vote-tabulating devices.

Referred to Committee on Elections.

Assembly Bill No. 385—An act to amend Sections 12509 and 14606 of, and to repeal Section 12507 of, the Vehicle Code, relating to driver's licenses.

Referred to Committee on Transportation.

Assembly Bill No. 456—An act to amend Section 14601 of the Vehicle Code, relating to driving without a license.

Referred to Committee on Transportation.

Assembly Bill No. 477—An act to amend Section 400 of the Agricultural Code, relating to estrays.

Referred to Committee on Agriculture.

Assembly Bill No. 491—An act to add Section 4.6 to the Water Conservation Act of 1927 (Chapter 91 of Statutes 1927), relating to the use of the last equalized assessment roll.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 494—An act to amend Section 35003 of the Water Code, relating to water district elections.

Referred to Committee on Water Resources.

Assembly Bill No. 530—An act to amend Section 4270 of the Agricultural Code, relating to stabilization and marketing of fluid milk and fluid cream.

Referred to Committee on Agriculture.

Assembly Bill No. 552—An act to amend Section 8412 of the Elections Code, relating to county central committees.

Referred to Committee on Elections.

Assembly Bill No. 572—An act to amend Sections 1120, 1121, and 1122, and to repeal Section 1127, of the Welfare and Institutions Code, relating to the Youth Authority.

Referred to Committee on Institutions.

Assembly Bill No. 587—An act to amend Section 8395 of, and to add Section 9006 to, the Fish and Game Code, relating to shiner perch, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Fish and Game.

Assembly Bill No. 592—An act to amend Section 1276 of the Education Code, relating to governing board member recall elections.

Referred to Committee on Elections.

Assembly Bill No. 593—An act to amend Section 944 of the Education Code, relating to school district elections.

Referred to Committee on Elections.

Assembly Bill No. 602—An act to add Section 639.1 to the Agricultural Code, relating to whipped cream mix or cream topping mix.

Referred to Committee on Agriculture.

Assembly Bill No. 605—An act to add Section 15416 to the Elections Code, relating to vote-tabulating equipment.

Referred to Committee on Elections.

Assembly Bill No. 618—An act to amend Section 165.1 of the Agricultural Code, relating to nutria.

Referred to Committee on Agriculture.

Assembly Bill No. 645—An act to amend Sections 8792 and 8793 of the Business and Professions Code, relating to land surveyors.

Referred to Committee on Business and Professions.

Assembly Bill No. 646—An act to amend Section 11537 of the Business and Professions Code, relating to subdivision maps.

Referred to Committee on Business and Professions.

Assembly Bill No. 662—An act to repeal Section 1365 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 699—An act to amend Section 24076 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 702—An act to amend Sections 8764, 8764.5 and 8768 of, and to repeal Section 8766.5 of, the Business and Professions Code, relating to land surveyors.

Referred to Committee on Business and Professions.

Assembly Bill No. 1253—An act making an appropriation to the Department of Finance for allocation for the repair, restoration, or replacement of public property damaged or destroyed by storm and flood or flood conditions, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Assembly Bill No. 1580—An act making an appropriation to the Department of the California Highway Patrol for the payment of the judgment rendered against the State, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 13, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 24

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 24—Relative to St. Patrick's Day.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 24, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 24

Assembly Concurrent Resolution No. 24—Relative to St. Patrick's Day.

Resolution read, and presented by Senator McAteer.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 18—An act to add Section 9001.5 to the Fish and Game Code, relating to prawn or shrimp traps, and declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the 12th day of March, 1963, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 120

Senate Bill No. 436

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 89

Senate Bill No. 201

Senate Bill No. 123

Senate Bill No. 301

Senate Bill No. 177

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 203

Senate Bill No. 414

Senate Bill No. 397

Senate Bill No. 550

Senate Bill No. 398

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 403

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to the Committee on Finance.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 259

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 309

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 470

Senate Bill No. 740

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 493

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 338

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 339

Senate Joint Resolution No. 8

Senate Bill No. 569

Assembly Bill No. 584

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass (be adopted) as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to second reading.

Committee on Elections

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 191

Assembly Bill No. 94

Assembly Bill No. 63

Assembly Bill No. 156

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RODDA, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 205

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 507

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DOLWIG, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 12, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 498

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be placed on the Consent Calendar.

DOLWIG, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:
Senate Bill No. 497

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

STURGEON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:
Senate Bill No. 523

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

STURGEON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:
Assembly Bill No. 151

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

STURGEON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:
Assembly Bill No. 58

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

STURGEON, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Senate Bill No. 426

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Concurrent Resolution No. 32

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE CONCURRENT RESOLUTION NO. 32

Senator Sturgeon moved that Senate Concurrent Resolution No. 32 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 32—Relative to small craft harbors.

Resolution read.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 4, of the printed measure, after "place", insert "out of their own funds an amount of money equal to".

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 427

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 427

Senator Grunsky moved that Senate Bill No. 427 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 427—An act to amend Section 29007.3 of the Education Code, relating to education.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 12 and 13, of the printed bill, strike out "the issuance of", and insert "its authority to issue".

Amendment No. 2

On page 1, line 16, strike out "authorized", and insert "such authority has been delegated".

Amendment No. 3

On page 2, between lines 43 and 44, insert

"The permittee shall carry the permit with him for identification purposes when engaged in the solicitation of sales and the selling of correspondence courses of study.

No recovery by the correspondence school, or representative thereof, shall be had on any contract for or in connection with a course of study by any person selling or administering such course if the representative of such person, firm, association, partnership or corporation was not the holder of a permit as required by this section at the time that such representative negotiated the contract for or sold such course."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 38

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 38

Senator Geddes moved that Senate Bill No. 38 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 38—An act to add Section 22508.5 to the Vehicle Code, relating to parking meter revenue.

Bill read second time.

Motion to Amend

Senator Geddes moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "for the"; and strike out lines 5 to 14, inclusive, and insert

"
(a) For the purchasing, leasing, installing, repairing, maintaining, operating, removing, regulating and policing of parking meters and parking meter spaces, for the collection of receipts therefrom and for the payment of any and all expenses relating or incidental thereto.

(b) For the purchasing, leasing, acquiring, improving, operating and maintaining of offstreet parking facilities.

(c) For the financing of offstreet parking facilities in connection with the vehicle parking districts formed pursuant to the provisions of the Streets and Highways Code. Said financing may be in the form of an advance, upon such conditions as may be imposed, with moneys so advanced to be returned from moneys realized from the payment of assessments, sale of bonds or other means of financing offstreet parking facilities by vehicle parking districts formed pursuant to the provisions of the Streets and Highways Code."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 252

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 252

Senator Grunsky moved that Senate Bill No. 252 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 252—An act to amend Section 8207 of the Government Code, relating to seals of notaries public.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, after "when", insert "embossed,".

Amendment No. 2

On page 1, lines 5 and 6, strike out "an instrument", and insert "a document".

Amendment No. 3

On page 1, line 6, strike out "or", and insert "and".

Amendment No. 4

On page 1, line 14, strike out "shall", and insert "may".

Amendment No. 5

On page 1, line 14, strike out "an instrument", and insert "a seal press".

Amendment No. 6

On page 1, line 15, after "print", insert "or emboss".

Amendment No. 7

On page 1, line 16, strike out "words 'Official Seal,'" and insert "Seal of the State of California".

Amendment No. 8

On page 2, line 2, strike out "shall", and insert "may be circular not over 2 inches in diameter, or may".

Amendment No. 9

On page 2, line 3, after "inches", insert "and one-half".

Amendment No. 10

On page 2, line 5, strike out "This reproduction shall be"; and strike out lines 6 and 7.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Insurance and Financial Institutions**

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 441

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 441

Senator Rees moved that Senate Bill No. 441 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 441—An act to amend Sections 5069, 7158, 7159, 7173, 7177, 7178, 7179, 7180, 7183, 7400, 8705, and 8714 of, to repeal Section 7406 of, and to add Sections 7156.5, 8703.1, 8703.2, and 8707.5 to, the Financial Code relating to savings and loan associations.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 1, of the printed bill, strike out "5", and insert "10".

Amendment No. 2

On page 2, line 4, strike out "5", and insert "10".

Amendment No. 3

On page 2, line 4, strike out "capital", and insert "voting".

Amendment No. 4

On page 2, line 5, after "section", insert ":",

Amendment No. 5

On page 2, line 6, after "a", strike out "persons", and insert "person's".

Amendment No. 6

On page 2, lines 8 to 17, strike out "SEC. 2. Section 7156.5 is added to said code, to read:

7156.5. No association shall make a construction loan in an amount which, together with the amount of any subordinated loans on the same property, will exceed 90 percent of the appraised value of the property. No association shall disburse any part of the proceeds of a construction loan which would cause total disbursements, together with the amount of any subordinated loans on the same property, to exceed 90 percent of the land acquisition and development expenditures certified to the association by the builder."

Amendment No. 7

On page 2, line 46, after "to", strike out "its majority", and insert "a substantial".

Amendment No. 8

On page 3, line 7, after "or", strike out "majority stockholder", and insert "substantial stockholders".

Amendment No. 9

On page 3, line 8, after "association", insert ", except with the consent of the commissioner,".

Amendment No. 10

On page 3, line 42, strike out "(b)"; and after "by", insert "(b),".

Amendment No. 11

On page 3, line 42, strike out "reduced", and insert "Reduced".

Amendment No. 12

On page 3, line 46, after "and", strike out "payable", and insert "unpaid".

Amendment No. 13

On page 3, lines 50 and 51, after "association", strike out ", other than borrowings from the Federal Home Loan Bank".

Amendment No. 14

On page 4, lines 3 and 4, after "thereon", strike out ", other than as specified at (b) (2) and (b) (3) herein".

Amendment No. 15

On page 4, line 7, after "or", strike out "controlling", and insert "substantial".

Amendment No. 16

On page 4, line 14, after "or", strike out "controlling", and insert "substantial".

Amendment No. 17

On page 4, line 22, after "or", strike out "controlling", and insert "substantial".

Amendment No. 18

On page 4, line 26, after "or", strike out "controlling", and insert "substantial".

Amendment No. 19

On page 4, line 35, after "or", strike out "controlling", and insert "substantial".

Amendment No. 20

On page 4, line 39, strike out "controlling", and insert "substantial".

Amendment No. 21

On page 5, line 3, strike out "Immediately", and insert "On the next business day".

Amendment No. 22

On page 5, line 4, after "shall", strike out "file with", and insert "mail to".

Amendment No. 23

On page 5, lines 17 and 18, after "records", strike out "prepared in ink or other permanent method and".

Amendment No. 24

On page 5, lines 26 and 27, after "borrower", strike out "showing a detailed listing of his assets, liabilities, and net worth".

Amendment No. 25

On page 5, line 39, after "to", strike out "Section 6705.", and insert "Section 6705 through 6705.6, inclusive."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 533

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 533

Senator Rees moved that Senate Bill No. 533 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 533—An act to amend Sections 19622, 19623, 19626, 19626.2, 19627, 19628, and 19630 of, and to repeal Section 19624 of, the Business and Professions Code, relating to fairs and expositions.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out ", 19623, 19626, 19626.2, 19627, 19628, and 19630 of, and to repeal Section 19624 of," and insert "and 19626 of".

Amendment No. 2

On page 1, line 3, after "19622.", insert "The following amounts, or so much thereof as may be required on the basis of need as determined by the Department of Finance, are hereby annually appropriated out of the fund:

(a) Two hundred fifty thousand dollars (\$250,000) for the support of the California State Fair and Exposition.

(b) Two hundred fifty thousand dollars (\$250,000) for the support of the Los Angeles County Fair.

(c) Two hundred fifty thousand dollars (\$250,000) for the support of the 1-A District Agricultural Association.

(d) One hundred twenty-five thousand dollars (\$125,000) for the support of the 48th District Agricultural Association."

Amendment No. 3

On page 1, line 14, strike out "The money appropriated", and insert "(e) Fifteen thousand dollars (\$15,000)".

Amendment No. 4

On page 1, line 16, strike out "by Section 19627 is".

Amendment No. 5

On page 2, after line 5, insert

"There is appropriated the sum of one hundred twenty-five thousand dollars (\$125,000) during each of the 1957-58 and 1958-59 fiscal years, which, notwithstanding any other provision of this section, shall be available in accordance with Section 16304 of the Government Code, to the Sixth District Agricultural Association of the State of California, for the purpose of holding an annual industrial and trade exposition to demonstrate and promote the trade and industrial progress of the State by means of displays of the industrial products and techniques of the State, such other displays and exhibits as will illustrate the importance of trade and industry as a vital factor in California's economy and California's standing as an important industrial State, and such other activities as will encourage and stimulate further development of trade and industry in this State."

Amendment No. 6

On page 2, strike out all of lines 21 through 32, and insert

"In determining such need, the department shall take into consideration as to each such fair, all relevant factors, including but not limited to, the following:

- (1) The budget of the fair as approved by the Department of Finance.
- (2) The statements of operations of the fair filed with the Department of Finance. The statements shall be in such form as the department shall prescribe.
- (3) The amount of money available to the fair from its own resources or from sources other than the State.
- (4) The propriety and amount of any reserve funds established, or sought to be established, by the fair.
- (5) The maximum amount of revenue from all sources which might reasonably be expected to become available to the fair during the year, and the times within such year at which it will become available."

Amendment No. 7

On page 2, line 34, after "19628," insert

"The first balance of the fund is hereby annually appropriated as follows:

- (a) Five percent, but not to exceed one hundred eighty thousand dollars (\$180,000)."

Amendment No. 8

On page 2, lines 37 and 38, strike out "The money appropriated by Section 19627".

Amendment No. 9

On page 2, line 40, strike out "is".

Amendment No. 10

On page 2, after line 42, insert

"(b) One hundred fifty thousand dollars (\$150,000), or so much thereof as may be required on the basis of need as determined by the Department of Finance, of such 5 percent is allocated annually to the citrus fruit fairs defined in Section 94 of the Agricultural Code held in counties with a population in excess of 160,000, as shown by the last federal population census. If there is but one such fair in such counties, all of such one hundred fifty thousand dollars (\$150,000) is allocated to and for the use of such fair.

(c) The balance of the 5 percent is allocated to the citrus fruit fairs defined in Section 94 of the Agricultural Code in counties with a population of less than 160,000, and to those other citrus fruit fairs and expositions in such counties with a population of less than 160,000 which have been conducted and carried on annually for not less than 20 years by nonprofit associations or corporations for the purpose of promoting and encouraging the citrus fruit industry of California.

Each citrus fruit fair held in a county with a population of less than 160,000 shall receive thirty thousand dollars (\$30,000) each year, or so much thereof as may be required on the basis of need as determined by the Department of Finance.

(d) In determining such need, the department shall take into consideration, as to each such fair, all relevant factors, including but not limited to, the following:

- (1) The budget of the fair as approved by the Department of Finance.
- (2) The statement of operations of the fair filed with the Department of Finance. The statements shall be in such form as the department shall prescribe.
- (3) The amount of money available to the fair from its own resources or from sources other than the State.
- (4) The propriety and amount of any reserve funds established, or sought to be established, by the fair.
- (5) The maximum amount of revenue from all sources which might reasonably be expected to become available to the fair during the year, and the times within such year at which it will become available.

(e) No appropriation shall be made under this section to any citrus fruit fair or citrus fruit fair and exposition which did not receive such an appropriation prior to 1959."

Amendment No. 11

On page 3, strike out all of lines 9 through 50; and strike out all of page 4 and page 5.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Social Welfare**

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Chairman of the Committee on Social Welfare, to which was referred:

Assembly Bill No. 150

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

STURGEON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 150

Senator Sturgeon moved that Assembly Bill No. 150 be amended and re-referred to Committee on Social Welfare.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 150—An act to repeal Section 2025.01 of, and to add Section 433 to, the Welfare and Institutions Code, relating to inconsequential resources of welfare recipients.

Bill read second time.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "433", and insert "459.1".

Amendment No. 2

On page 1, line 9, strike out "433", and insert "459.1".

Amendment No. 3

On page 1, line 10, strike out "433", and insert "459.1".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

RESOLUTIONS

The following resolution was offered:

By Senators Donnelly, Arnold, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams:

Senate Resolution No. 85

Relative to the administration of public education

WHEREAS, The position and status of the Superintendent of Public Instruction, the State Board of Education, and the Department of Education in the structure of the system of public education in this State is not clearly set forth in the Education Code; and

WHEREAS, The determination of the exact status of the Superintendent of Public Instruction, the State Board of Education, and the Department of Education has been the subject of legal opinions for many years; in 1943 the Attorney General

stated with reference to the applicable sections of law that "an examination of these sections discloses an apparent conflict which, if literally interpreted, would render certain provisions meaningless" and that "the controlling sections of the School Code are quite contradictory and ambiguous" (1 Ops. Cal. Atty. Gen. 36, at 37 and 38); and

WHEREAS, The controlling sections of the law have not been substantially revised since 1929 and the ambiguities referred to above are present in the existing Education Code; and

WHEREAS, The legal and practical problems posed by the existing laws governing the status, and position of the Superintendent of Public Instruction, the State Board of Education, and the Department of Education is one which recurs periodically and has not been resolved; and

WHEREAS, The nature and scope of the problem is complex and involves many policy determinations of far reaching effect which should not be resolved without adequate time for extensive investigation and study; now, therefore, be it

Resolved by the Senate of the State of California, That the Rules Committee of the Senate be requested to refer this subject matter to an appropriate Committee or a subcommittee thereof for study and public hearing with a directive to said committee or subcommittee to make recommendations and report on this subject to the Senate no later than the fifth day after the convening of the 1964 Regular Session of the Legislature.

Resolution read, and referred to Committee on Education.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill No. 79—An act to add Sections 13101.1, 13101.2, 13101.3, and 13101.4 to, and amend Sections 13102, 13103, 13108, and 13173 of, the Education Code, relating to the licensing of school personnel.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 16, of the printed bill, as amended in Senate February 28, 1963, after "Education", insert ", three of whom shall be engaged in classroom teaching".

Amendment No. 2

On page 2, line 19, after the period, insert "No member shall attend more than 12 meetings or subcommittee meetings in any one year."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 279—An act to amend Sections 2251, 8153, 8163, 9261, 12505, 16376, 21359, 22359, 22361, 34011, 35104, 35411, and 35415 of the Vehicle Code, and to amend Section 12155 of the Insurance Code, and to amend Section 1696.3 of the Labor Code, relating to vehicles, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 283—An act to amend Section 280 of the Vehicle Code, relating to darkness.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 527—An act to amend Section 16855 of the Education Code, relating to school buses.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 401—An act to amend Sections 336.1, 337.8, 339.1, 339.6, and 349 of, and to add Section 337.65 to, the Agricultural Code, relating to cattle protection.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 494—An act to amend Section 830.3 of the Agricultural Code, relating to fruits, nuts, and vegetables.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 113—An act to add Section 39561.5 to, and to amend Section 39581 of, the Government Code, relating to weed abatement, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 473—An act to add Section 23116 to the Vehicle Code, relating to unlawful evasion of arrest.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 1, of the printed bill, strike out "of the Vehicle Code is added", and insert "is added to the Vehicle Code".

Amendment No. 2

On page 1, line 4, after "and", insert ", when so driving,".

Amendment No. 3

On page 1, line 5, strike out "a vehicle", and insert "such vehicle,".

Amendment No. 4

On page 1, line 6, after "which", insert "act or neglect".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 165—An act to add Chapter 3.5 (commencing with Section 55920) to Part 5, Division 16 of the Water Code, relating to county waterworks districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 250—An act to amend Section 20501 of the Education Code, relating to school district financial statements.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 453—An act to amend Section 28118 of the Government Code, relating to salaries of county officers.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 29—Relative to issuing additional sets of motor vehicle license plates and tabs to each Member of the Congress from the State of California.

Resolution read, ordered to Consent Calendar.

Assembly Bill No. 108—An act to amend Sections 564 and 565 of the Welfare and Institutions Code and Sections 13355, 13356, and 13358 of the Vehicle Code, relating to traffic offenses of minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In the heading of the printed bill, as amended in Assembly February 25, 1963, strike out "Mr. Waldie", and insert "Messrs. Waldie and Badham".

Amendment No. 2

On page 1, lines 8 and 9, strike out "take no further action", and insert "order that no further proceedings be had in the case".

Amendment No. 3

On page 1, line 15, after "restricted", insert "for a period not to exceed six months".

Amendment No. 4

On page 1, line 19, strike out "twenty-five dollars (\$25)", and insert "one hundred dollars (\$100)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

Assembly Bill No. 301—An act to amend Section 24386 of, and to add Section 24381 to, the Health and Safety Code, relating to motor vehicle air pollution.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 337—An act to amend Section 4148 of the Agricultural Code, relating to the marketing of dairy products.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 416—An act to amend Section 637.5 of, and to add Section 637.6 to, the Agricultural Code, relating to yogurt.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 120—An act to amend Sections 16626 and 16645.19 of the Education Code, relating to child care centers.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 17—Relative to the economic growth of California.

Resolution read.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 2, of the printed measure, strike out lines 8 to 15, inclusive, and insert "*Resolved by the Senate of the State of California, the Assembly thereof concurring*. That the Legislature, in its deliberations henceforth, shall continue to give primary consideration to, among other things, the retention and increase of job opportunities, capital investment and individual initiative in this State; and be it further".

Amendment read, and adopted.

**Further Amendments to Senate Concurrent Resolution No. 17
Motion to Amend**

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

In the heading of the printed measure, in the list of authors, after "Burns", insert "Backstrand, Lagomarsino, Schrade, Gibson, Sedgwick, Sturgeon, Pittman, Way, Petersen, Donnelly, and Rattigan".

Amendment read, and adopted.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 17 at this time, for consideration, as amended.

Consideration of Senate Concurrent Resolution No. 17, as Amended

Senate Concurrent Resolution No. 17—Relative to the economic growth of California.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 82—An act to amend Section 2786.5 of the Business and Professions Code, relating to the practice of nursing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Lagomarsino, McAteer, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 334—An act to amend Section 9701 of the Education Code, relating to textbooks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 78—An act to add Division 18.5 (commencing with Section 25410) to; to amend Section 8454 of; and to repeal Chapter 6 (commencing with Section 1401) of Division 4, Chapter 7 (commencing

with Section 2551) of Division 5, Chapter 8 (commencing with Section 22200) of Division 16, Article 4 (commencing with Section 5701) of Chapter 5 of Division 6, Article 5 (commencing with Section 7801) of Chapter 2 of Division 7, and Article 8 (commencing with Section 15651) of Chapter 2 of Division 11, of; and to repeal Sections 989, 7751, 8403, 17004, and 20802 of; the Education Code, relating to junior colleges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, Petersen, Pittman, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.16 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 249—An act to amend Section 13581 of the Education Code, relating to the definition of the classified service within school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 89—An act to amend Sections 27324 and 27263 of the Government Code, relating to indexing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrade, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 301—An act to amend Sections 888, 898, 904, 908 and 908.1 of, and to add Section 888.2 to, the Penal Code, relating to the number of members of grand juries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 436—An act to amend Section 7074 of, add Section 7138 to, and repeal Section 7085 of, the Business and Professions Code, relating to contractors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 30—An act to add Chapter 6 (commencing with Section 28100) to Division 12 of the Vehicle Code, relating to Vehicle Equipment Safety Compact.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 52—An act to amend the heading of Article 12 of Chapter 6 of Division 5 of, and to amend Section 2451 of, the Education Code, relating to school district organization.

Bill read third time, and presented by Senator Petersen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 80—An act to amend Section 18657 of the Education Code, relating to funds for education.

Bill read third time, and presented by Senator Nisbet.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 454—An act to amend Sections 51, 53, 54, 120, 213, 326, 422, 502.1, 512, 513, 515, 550, 562, 565, 612, 640, 643.2, 644, and the title of Chapter 3 (commencing with Section 550) of Part 2 of Division

2 of the Military and Veterans Code, relating to the designation of the California National Guard Reserve.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 950: By Senator Teale—An act to amend Section 580b of the Code of Civil Procedure, relating to deficiency judgments.

Referred to Committee on Judiciary.

Senate Bill No. 951: By Senator Murdy—An act to amend Sections 3045.1 and 3045.3 of the Civil Code, relating to hospital liens.

Referred to Committee on Judiciary.

Senate Bill No. 952: By Senator Bradley—An act to amend Sections 8687 and 8756 of, and to add Section 8687.1 to, the Streets and Highways Code, relating to advance retirement of bonds.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 953: By Senator Sturgeon—An act to amend Section 203.1 of the Welfare and Institutions Code, relating to welfare services.

Referred to Committee on Social Welfare.

Senate Bill No. 954: By Senator Collier—An act to add Section 6901 to the Public Resources Code, relating to tide and submerged lands.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 955: By Senator Short—An act to amend Section 1447 of the Health and Safety Code, relating to county medical facilities.

Referred to Committee on Local Government.

Senate Bill No. 956: By Senator Short—An act to add Section 18850.1 to the Government Code, relating to salaries of state employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 957: By Senator O'Sullivan—An act to add Section 9524 to the Business and Professions Code, relating to self-service dry-cleaning establishments.

Referred to Committee on Business and Professions.

Senate Bill No. 958: By Senator Farr—An act to amend Section 1181 of the Code of Civil Procedure, relating to mechanics' liens.

Referred to Committee on Judiciary.

Senate Bill No. 959: By Senator Holmdahl—An act to amend Section 17503 of the Education Code, relating to school district expenditures.

Referred to Committee on Local Government.

Senate Bill No. 960: By Senator Cobey—An act to amend Section 3507 of the Government Code, relating to public officers and employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 961: By Senator Cobey—An act to amend Section 3503 of the Government Code, relating to public officers and employment.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 962: By Senator Cobey—An act to amend Section 3508 of the Government Code, relating to public officers and employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 963: By Senator Cobey—An act to amend Sections 1960 and 1961 of the Labor Code, relating to firefighters.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 964: By Senator McAteer—An act to amend Section 13025.5 of the Health and Safety Code, relating to fire equipment.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 965: By Senator McAteer—An act to amend Section 8281 of the Fish and Game Code, relating to crabs.

Referred to Committee on Fish and Game.

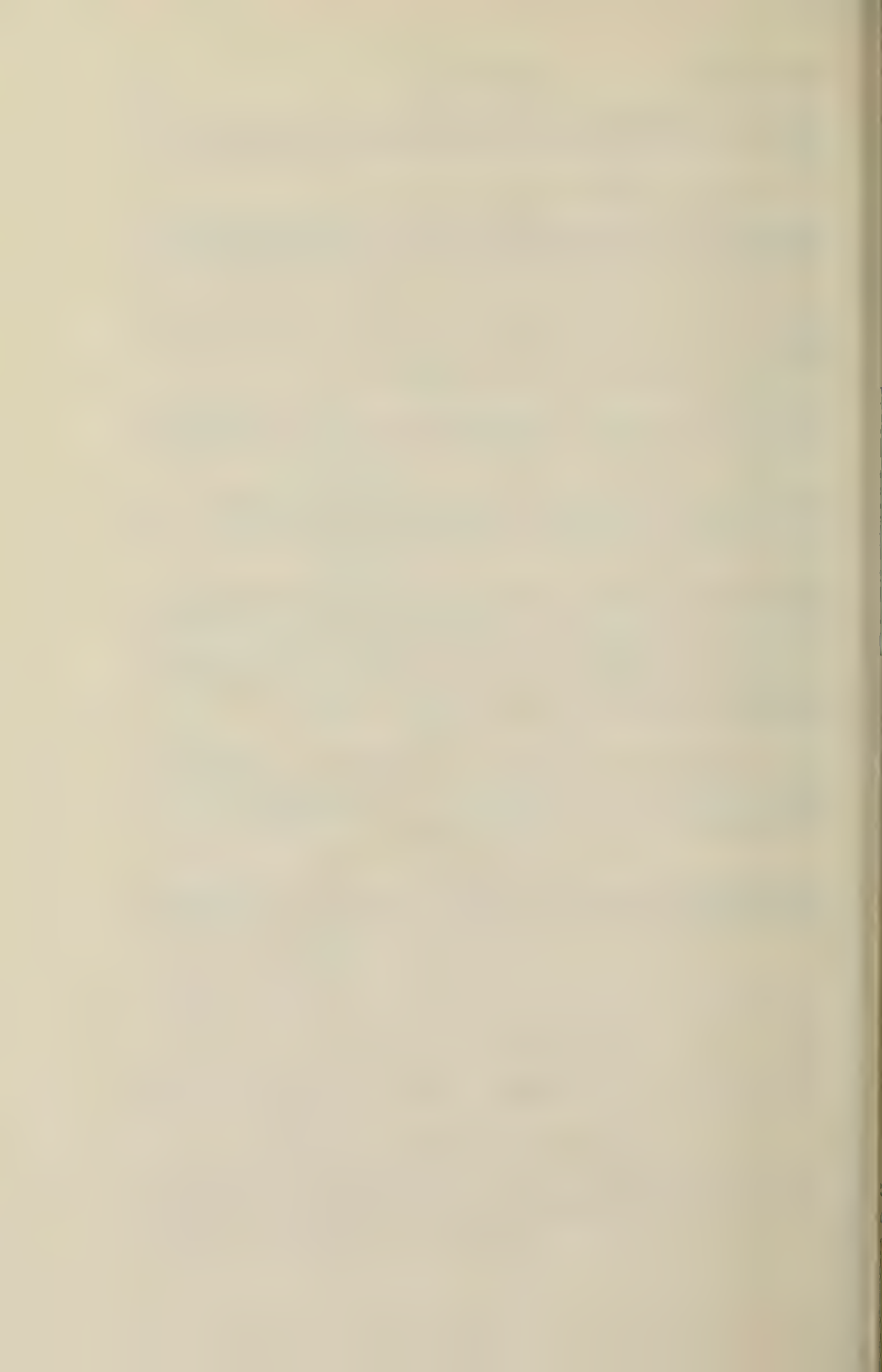
Senate Bill No. 966: By Senator Stiern (Coauthors: Assemblymen Casey and Williamson)—An act to amend Section 72433.5 of the Government Code, relating to salaries of municipal court clerks.

Referred to Committee on Local Government.

ADJOURNMENT

At 4.22 p.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 9.30 a.m., Thursday, March 14, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-SECOND LEGISLATIVE DAY

FORTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, March 14, 1963

The Senate met at 9.30 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtcer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Quorum present.

PRAYER

By invitation of the President, prayer was offered by the Guest Chaplain, Rev. Father William Hutson of the Catholic Youth Organization of Los Angeles:

As the sun brings forth the leaves and the grass, and the birds of the springtime, Dear God, may You help our Senators here present bring forth enthusiasm for justice in our State of California. We thank You for the vigor of springtime and we thank You for the desire to help their fellow citizens present in these our leaders. We praise You, our Creator, for the beauty of Your design in the productivity of our State of California. We ask you as our Father and our God to bless our State and all therein this day, and to bless our leaders with wisdom and justice for all. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Richgrove School of Richgrove: *Adults*—Ronald S. Bessey, Jack Wallen, Stuart Collins, and Mr. and Mrs. Herman Guelker. *Students*—Tommy Anderson, Frank Alejandro, Mike Carter, Bill Cox, Robert Fernandez, Ruben Haros, Lupe Hernandez, Richard Jiminez, Armando Lopez, Jose Lorta, Stanley McNutt, Roger Mullins, Eddie Nachor, Barbara Beaty, Gloria Delgado, Alma Flores, Madeline

Fraze Elsa Guelker, Pola Hernandez, Diane Joaquin, Margaret Lorta, Virginia Magana, Angelina Pera, Colleen Tener, William Odom, Frank Portello, Reyes Regna, Raul Rivera, Jose Rubio, Ronald Sparks, and Ricky Yochum.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Columbine School of Delano: Casper Wilhelm, Jr., and Mr. and Mrs. Glenn Schlitz. *Students*—Darryl Allgood, Tommy Bookout, Mike Fulmars, Ken Helton, Lupe Meraz, Dick Myer, Jerry Nagatani, Frank Schlitz, George Serda, Jason Lee, Carol Allgood, Lynn Dorr, Joanne Eskew, Joyce Helton, Pam Percival, and Loretta Schlitz.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of East Oakland Parent Teachers Associations: Mesdames Dawson Jones, Carl Anderson, Eldred Bargagliotti, James Becker, A. L. Birchell, Miss Diane Birchell, Mesdames Frank Brunn, Raymond Cayere, John Clark, Winton Cole, William Davis, J. Farr, George Floyd, Mr. Steve Guller, Mesdames Jess Hill, N. L. Howard, R. C. Jones, A. V. Lencioni, Joseph S. McGinty, Edward R. Marquardt, Leon Miller, Moore, Donald Nelson, Fred Nicolet, Albert Olson, J. Peterson, Otto Ruenke, M. Santos, L. Stoker, James Vance, W. Weckesser, Arthur Simpson, L. J. Beaudet, Maurice Seigel, and Mrs. Jurubia Collins.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Trevanion Bristow of Sacramento.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ray Wiltsey and Mr. Roland E. Thunell of Ontario.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Frank McDougall, superintendent, and Mr. Donald N. Sharp, of Memorial Hospital, San Diego.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Mountain House School of Alameda County: Mrs. Evelyn Costa, Mr. Odlin Hattervig, Mrs. Thelma Hlek, and Mrs. Doris Hunter, Teacher in charge. *Students*—Linda Barber, Manuel Costa, Albert Dexter, Aleta Goltz, Diana Hansen, Donald Hlek, Victoria Martinez, and James Mattos.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Father John Lathrop, Compton; Mrs. Cravens Dougkas, El Segundo; Rev. William Hutson, Frank Villar, Ernest Vajar, and Miss Jessie Lopez, all from Los Angeles, and all delegates to the Governor's Conference on Delinquency from the Catholic Youth Organization of Los Angeles, Calif.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of St. Raymond's School of Menlo Park: *Instructor*, Sister

M. Anselm, I.H.M.; and *Assistant*, Mrs. Willard Sawyer. *Students*—Kathleen Antonowicz, Janet Bacie, Robert Baeigalupi, Mary Beimford, Steven Bella, Christine Buyle, Jane Cague, Nancy Cattaneo, Susan Cattaneo, Pamela Clayton, Thomas Cleghorn, John Daly, Anne D'Arcy, Peggy Fitzpatrick, James Gaffney, Shirley Guirlani, Patrick Hatfield, Peggy Hatfield, Joseph Jamello, Ann Kennedy, Kent Klokow, John Knoerle, Barry Lenahan, Daniel Leonardi, Christine Lussier, Vincent Maranta, Katie Moriarty, Dix Murphy, John McMorro, Donna Nealon, Barbara Nelson, Peggy Nelson, Joseph O'Connell, Linda Ponte, Douglas Puccini, Thomas Riley, Carolyn Schafer, Anne Shannon, Charles Tschanz, William Wade, John Walch, Hal Williams, Douglas Zafferano, and Philip deJauregui.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Fairfax Central School: Miss Helen Hough, Miss Wlodkoski, Mr. Frank Curtin, and Mr. Thomas J. Kelly, principal. *Students*—Donna Arey, Janice Burge, Joe Cox, James Danley, Donald Dickenson, Greg Donovan, Cynthia Dyer, Lars Gare, Linda Gillespie, Diane Gordon, Scot Hiltabrand, David Hutchinson, Steven Jacobs, Holly Johnson, Lucille Lareau, Craig Mitchell, Robert Moeller, Lorene Motta, Paul McBride, Robert Peterson, Jared Rossman, Carrie Schriebman, Carolyn Seeba, Linda Shepperd, Gary Soldavini, Joanne Wells, Lana Hatzenueller, Elizabeth Abbott, Mike Bersie, Sharon Brooke, James Burge, Elke Christiansen, Michael Denning, Lana Dollahite, Robert Farmer, Robert Platt, Kathleen Hall, Karan Hanson, Kevin Hughes, David Knowlton, Linda Lawniczak, Brooks Liggatt, Jamie Malone, Ralph Asay, Carolyn Burr, Arline Carstensen, Robert Drummond, Mary Finch, Michael Geheen, Bill Hoge, Deborah Jacobs, Douglas Krough, Jeanne Lezzini, Thomas Musselman, John McDonald, Paulette Noel, Raymond Pinochi, Christine Olson, Jon Preis, Susan Reichert, Bobby Schriver, Carolyn Strasser, Phil Tartaglia, Sante Trisciuzzi, David Trout, Edmund Watson, Gail White, Cecilia Ann Williams, Spencer York, Jamie Malone, Sidney McMain, Eleanor Musselman, Harold Oppelt, Steven Seahill, Steven Schaffer, Antone Sechitano, Larry Shields, George Siren, and Susan Wells.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Elkins Elementary School, Paskenta, Tehama County: *Students*—Mark Eayrs, Allen Hanks, David Hauks, Eileen Hartline, Wynona Hulsman, David Hurlburt, Cheryl Juvenal, Bonnie Kafader, Jack Mason, Sandra McKeelhan, Kathy Musser, Rick Ruff, Doug Stover, Vernon Whitlock, Cynthia Frease, and Gary Tedrick. *Chaperones*—Mr. Merrill Bauer, teacher; Rev. Mr. Green, Mr. Francis Musser, Mrs. Fogle, Mrs. Green, and Mrs. Musser.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 13, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 493

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 493—An act to add Section 54916 to the Government Code, relating to filing of statement of creation of a California water district, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 113

Senate Bill No. 401

Senate Bill No. 165

Senate Bill No. 453

Senate Bill No. 250

Senate Bill No. 494

Senate Bill No. 279

Senate Bill No. 527

Senate Bill No. 283

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 473

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 17

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, March 14, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 137

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, March 14, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 321

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 321

Senator Rodda moved that Senate Bill No. 321 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 321—An act to repeal Section 909 of the Streets and Highways Code, relating to highway construction.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal", and insert "amend".

Amendment No. 2

On page 1 strike out lines 1 through 12, inclusive, and insert

"SECTION 1. Section 909 of the Streets and Highways Code is amended to read: 909. No agreement entered into by the board of supervisors for the purchase, hire or rental of any apparatus used in the construction, improvement or maintenance of highways shall create a charge against the county, unless:

(a) Such agreement is in writing.

(b) Such writing is signed by the chairman of the board of supervisors.

(c) A copy of such writing is certified by and filed with the county clerk.

All such writings and copies are public documents.

If a county purchases, hires, or rents any apparatus specified herein pursuant to a local purchasing ordinance, including competitive bidding procedures, it does not have to comply with subdivisions (a), (b), and (c) herein to create a charge against the county. Compliance with the local purchasing ordinance shall be sufficient to create a charge against the county for said purchase, hire, or rental."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 633

Senator Arnold moved that Senate Bill No. 633 be withdrawn from Committee on Fish and Game for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 633—An act to amend Sections 5900, 5980, 5981, 5988, 5989, 5991, 5992, 5993, and 6020 of, to amend the heading of Article 3 (preceding Section 5980) and Article 4 (preceding Section 6020) of Chapter 3, Part 1, Division 6 of, to repeal Sections 5983, 5984, 5985, 5986, and 5987 of, the Fish and Game Code, relating to fish screens.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

In the heading of the printed bill, strike out "and Collier", and insert "Collier, and Petersen".

Amendment No. 2

On page 1, line 8, after "lake," insert "reservoir".

Amendment No. 3

On page 2, lines 45 and 46, strike out "department", and insert "commission".

Amendment No. 4

On page 3, between lines 45 and 46, insert

"In no event shall the conduit be put into operation until the department has inspected and approved the screening of the conduit."

Amendment No. 5

On page 3, line 48, after "manner," insert "because of some condition occurring subsequent to the acceptance thereof for which the owner is responsible".

Amendment No. 6

On page 4, line 5, after the period, insert "If the owner is not at fault, the department may install such a new screen."

Amendment No. 7

On page 5, line 36, after "3", insert "(commencing with Section 5980)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 643

Senator O'Sullivan moved that Senate Bill No. 643 be withdrawn from Committee on Natural Resources for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 643—An act to add Sections 4016, 4100, 4105, 4106, 4107, 4108, 4109, 4110, 4111, 4150, 4150.5, 4151.5, 4153.5, 4153.7, 4159.5, 4161.5, 4169, 4170, and 4171 to, to add Article 2 (commencing with Section 4051) to Chapter 1 of, and to add Chapter 7 (commencing with Section 4850) and Chapter 10 (commencing with Section 4890) to, Division 4 of, to amend and renumber Section 4105 of, and to amend Sections 4101, 4151, and 4153 of, the Public Resources Code, to add Chapter 4 (commencing with Section 14500 Part 5, Division 3, Title 2 of the Government Code, to amend Section 13002 of the Health and Safety Code, to add Section 101.6 to the Streets and Highways Code, and to add Section 1817 to, and amend Sections 23111 and 27152 of the Vehicle Code, relating to fire prevention and control.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "4016," insert "4017, 4018, 4019."

Amendment No. 2

In the title, strike out line 2, and insert "4150, 4153.1, 4159.5,".

Amendment No. 3

In line 3 of the title, strike out "4169, 4170, and 4171", and insert "4167, 4169, and 4170".

Amendment No. 4

In lines 6 and 7 of the title, strike out "to amend and renumber Section 4105 of, and".

Amendment No. 5

In line 8 of the title, after "of," insert "and to repeal Sections 4105 and 4167 of,".

Amendment No. 6

In line 13 of the title, strike out "Sections 23111 and 27152", and insert "Section 23111".

Amendment No. 7

On page 2, line 3, strike out "the area of the State for"; strike out line 4; and in line 5, strike out "tection from, fires thereon", and insert "the State".

Amendment No. 8

On page 2, line 14, strike out "vegetation,"; strike out line 15; and in line 16, strike out "tion camps in performing such burning," and insert "vegetation".

Amendment No. 9

On page 2, line 20, after "SEC. 3.", insert "Section 4017 is added to said code, to read:

4017. Except as otherwise provided in this code "person" includes any agency of the State, county, city and county, city, district, or other local public agency, and any individual, firm, association, partnership, business trust, corporation, or company.

SEC. 4. Section 4018 is added to said code, to read:

4018. Counties, cities and counties, cities, and districts shall adopt ordinances, rules, or regulations to provide fire prevention restrictions or regulations that are necessary to meet local conditions of weather, vegetation, or other fire hazards, where the general laws of the State have not so prescribed. Provided further that such ordinances, rules or regulations shall not be in conflict with state statutes.

SEC. 5. Section 4019 is added to said code, to read:

4019. Except as otherwise provided, the wilful or negligent commission of any of the acts prohibited or the omission of any of the acts required by Division 4 (commencing with Section 4000) of this code is a misdemeanor.

SEC. 6."

Amendment No. 10

On page 2, line 23, after "Article 2.", insert "Rubbish".

Amendment No. 11

On page 2, strike out lines 25 to 45, inclusive; and on page 3, strike out lines 1 and 2, and insert

"4051. As used in this article "rubbish dump" means any accumulation for the purpose of disposal of any rubbish, rags, paper, boxes, crates, excelsior, petroleum products or the residue thereof, fallen timber, slash, limb-wood, branches, brush, grass, leaves, litter, or other combustible or flammable materials.

4052. A person shall not maintain, use or operate any rubbish dump on or after January 1, 1964, without obtaining a special permit from the State Forester and in strict accordance with the terms and conditions prescribed in the special permit. The State Forester may include in the terms of the special permit provisions for the prevention of uncontrolled fire. These terms may include but are not limited to the requirements set forth in Section 4053 of this code. The responsibility for obtaining the special permit for rubbish dumps shall be that of the owner or operator or jointly. Such special permit issued by the State Forester does not relieve such owner or operator from the duty of securing any other permit which is required by law or any rule or regulation."

Amendment No. 12

On page 3, line 3, after "No", insert "rubbish".

Amendment No. 13

On page 3, line 3, strike out "except a"; and strike out lines 4 to 10, inclusive, and insert "without providing a clearance of flammables for a minimum distance of 150 feet from the periphery of the accumulation of such rubbish dump. If any structure or building is located within 150 feet of the periphery of the accumulation, the area within a minimum of 100 feet of the periphery of the structure or building shall also be maintained clear of all flammables."

Amendment No. 14

On page 3, line 11, after "Any", insert "rubbish".

Amendment No. 15

On page 3, line 12, strike out "Whenever the State"; strike out lines 13 to 24, inclusive; and in line 25, strike out "SEC. 4", and insert "SEC. 7".

Amendment No. 16

On page 3, line 28, strike out "(a)".

Amendment No. 17

On page 3, strike out lines 31 and 32; and in line 33, strike out "SEC. 5", and insert "SEC. 8".

Amendment No. 18

On page 3, line 34, after "4101.", insert "(a)".

Amendment No. 19

On page 3, line 37, strike out "ten thousand".

Amendment No. 20

On page 3, line 38, strike out "inflammable".

Amendment No. 21

On page 3, line 42, before "Whenever", insert "(b)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 22

On page 3, strike out lines 47 to 50, inclusive, and insert
"SEC. 9. Section 4105 of said code is repealed.

[4105. Any person who violates any of the provisions of this article is guilty of a misdemeanor.]"

Amendment No. 23

On page 4, line 1, strike out "SEC. 7", and insert "SEC. 10".

Amendment No. 24

On page 4, strike out lines 4 and 5, and insert "mountainous area or forest, brush, or grass covered lands or land covered with flammable material shall".

Amendment No. 25

On page 4, line 8, strike out "an effective", and insert "a".

Amendment No. 26

On page 4, line 17, strike out "protevion", and insert "protection".

Amendment No. 27

On page 4, line 28, strike out "(b)", and insert "(c)".

Amendment No. 28

On page 4, line 29, after "chimney", insert "or stovepipe".

Amendment No. 29

On page 4, line 30, strike out "(c)", and insert "(d)".

Amendment No. 30

On page 4, line 32, strike out "(d)", and insert "(e)".

Amendment No. 31

On page 4, between lines 33 and 34, insert

"(f) All chimneys and stovepipes shall be provided and maintained at all times with a screen over the outlet. Such screen shall be constructed of nonflammable material with openings of not more than one-half inch in size."

Amendment No. 32

On page 4, line 34, strike out "SEC. 8", and insert "SEC. 11".

Amendment No. 33

On page 4, strike out lines 35 to 40, inclusive; and in line 41, strike out "4107", and insert "4106".

Amendment No. 34

On page 4, line 41, strike out "4110", and insert "4108".

Amendment No. 35

On page 4, line 43, after "transmission", insert "or distribution".

Amendment No. 36

On page 4, line 43, strike out "hazardous fire area", and insert "mountainous land, or forest, brush, or grass covered land".

Amendment No. 37

On page 4, strike out line 47; and in line 48, strike out "frequently, and effective", and insert "a".

Amendment No. 38

On page 5, line 4, strike out "SEC. 10. Section 4108", and insert "SEC. 12. Section 4107".

Amendment No. 39

On page 5, line 5, strike out "4108", and insert "4107".

Amendment No. 40

On page 5, lines 5 and 6, strike out "Sections 4109 or 4110", and insert "Section 4108".

Amendment No. 41

On page 5, line 7, after "transmission", insert "or distribution".

Amendment No. 42

On page 5, line 7, strike out "hazardous fire area", and insert "mountainous land, or in forest, brush, or grass covered land".

Amendment No. 43

On page 5, strike out lines 17 to 25, inclusive, and insert

"In all cases, such distance shall be sufficiently great to furnish the required clearance at any position of the wire, or conductor when the adjacent air temperature is 120 degrees Fahrenheit, or less. Dead trees, old decadent or rotten trees, trees weakened by decay or disease and trees or portions thereof that are leaning toward the line which may contact the line from the side or may fall on the line shall be felled, cut, or trimmed so as to remove such hazard."

Amendment No. 44

On page 5, strike out lines 26 to 41, inclusive, and insert

"SEC. 13. Section 4108 is added to said code, to read:
4108. The provisions of Sections 4106 and 4107 shall not apply where the transmission or distribution line voltage is 750 volts or less."

Amendment No. 45

On page 6, strike out lines 3 to 6, inclusive; and in line 7 strike out "SEC. 16", and insert "SEC. 15".

Amendment No. 46

On page 6, line 11, after "own," insert "or under his legal control,".

Amendment No. 47

On page 6, strike out lines 17 to 27, inclusive; and in line 28, strike out "SEC. 18", and insert "SEC. 16".

Amendment No. 48

On page 6, strike out line 29; and in line 30, strike out "a", and insert "4153. A".

Amendment No. 49

On page 6, line 38, strike out "such burning or use of explosives is done".

Amendment No. 50

On page 6, line 43, after "explosives," insert "or blasting agents,".

Amendment No. 51

On page 6, lines 44 and 45, strike out "forest, fallows, grass, or brush-covered", and insert "grass, brush, fallows, or forest covered".

Amendment No. 52

On page 7, strike out lines 13 to 23, inclusive; and in line 24, strike out "SEC. 20. Section 4153.7", and insert "SEC. 17. Section 4153.1".

Amendment No. 53

On page 7, line 25, strike out "4153.7", and insert "4153.1".

Amendment No. 54

On page 7, line 26, strike out "4151.5 or".

Amendment No. 55

On page 7, line 29, strike out "SEC. 21", and insert "SEC. 18".

Amendment No. 56

On page 7, strike out lines 33 to 38, inclusive; and in line 39, strike out "SEC. 22", and insert "SEC. 19".

Amendment No. 57

On page 7, line 48, strike out "and, if the"; strike out lines 49 to 52, inclusive; and on page 8, strike out lines 1 to 5, inclusive, and insert a period.

Amendment No. 58

On page 8, between lines 5 and 6, insert

"SEC. 20. Section 4167 of said code is repealed.

[4167. No person, copartnership, firm, corporation, or company shall use or operate in or on any forest, brush, grass or grain covered land constituting inflammable vegetation between April 15th and December 1st of any year, or during such other times of the year and in such areas when unusual fire hazard conditions are declared to exist by proclamation issued by the Director of Natural Resources, pursuant to Section 4153, any engine, machine, equipment, or any steam, oil, diesel or gasoline operated stationary or mobile equipment from which a spark or fire may originate unless such equipment is provided with an effective device or spark arrester as a part of the exhaust system which will prevent the escape of fire or sparks, and unless such person uses every reasonable precaution to prevent the causing of fire thereby. Motor trucks and passenger-carrying motor vehicles are not subject to the provisions of this paragraph.

Provided, further, that all mobile equipment, including trucks, tractors, bulldozers and other mobile equipment engaged in lumbering, logging, and other industrial operations in any forest, brush, grass or grain-covered land, shall also be equipped with and carry at all times a serviceable shovel for use in the prevention and suppression of fire, except that mobile equipment used in the business of a common carrier by railroad does not have to be equipped with or to carry a shovel for use in the prevention and suppression of fire.]

SEC. 21. Section 4167 is added to said code, to read:

4167. Except as provided herein, no person shall use or operate any internal combustion engine which is operated on hydrocarbon fuels on or within one-fourth mile of any forest, brush, or grass-covered lands without providing, and maintaining in effective working order, a spark arrester attached to the exhaust system. For the purposes of this section, a spark arrester is a device constructed of nonflammable materials specifically for the purpose of removing and retaining carbon and other flammable particles over .0232 inches in size from the exhaust flow of an internal combustion engine that is operated by hydrocarbon fuels. Motor trucks and passenger vehicles, except motorcycles and motor-driven cycles are not subject to the provisions of this paragraph provided the exhaust system is equipped with a muffler as defined in the Vehicle Code.

Provided, further, that mufflers, spark arresters, tailpipes or piping affixed to the exhaust system of engines or vehicles, as described in this section, shall not be placed or mounted in such a manner as to allow flames or heat therefrom to contact or ignite any flammable material.

Provided, further, that all mobile equipment, including trucks, tractors, bulldozers and other mobile equipment engaged in lumbering, logging, and other industrial operations in any forest, brush, or grass covered land, shall also be equipped with and carry at all times a serviceable shovel for use in the prevention and suppression of fire, except that mobile equipment used in the business of a common carrier or railroad does not have to be equipped with or to carry a shovel for use in the prevention and suppression of fire."

Amendment No. 59

On page 8, line 6, strike out "SEC. 23", and insert "SEC. 22".

Amendment No. 60

On page 8, line 7, strike out "maintain or operate", and insert "burn any flammable material in".

Amendment No. 61

On page 8, line 8, strike out "within any area in which the finan-"; strike out line 9; and in line 10, strike out "primarily the responsibility of the State".

Amendment No. 62

On page 8, line 13, strike out "to the mineral earth".

Amendment No. 63

On page 8, between lines 19 and 20, insert

"For the purposes of this article an incinerator means any device constructed of nonflammable materials for the purpose of burning therein trash, debris, and other flammable materials."

Amendment No. 64

On page 8, line 20, strike out "SEC. 24", and insert "SEC. 23".

Amendment No. 65

On page 8, line 22, after "available", insert "to the State Forester".

Amendment No. 66

On page 8, line 25, after "who", insert "willfully and".

Amendment No. 67

On page 8, strike out lines 29 to 32, inclusive; and in line 33, strike out "SEC. 26", and insert "SEC. 24".

Amendment No. 68

On page 8, lines 38 and 39, strike out "Division of Forestry of the Department of Conservation", and insert "State Forester, with the approval of the Director of Conservation and the Director of Finance,".

Amendment No. 69

On page 8, line 40, after "has", insert "legal".

Amendment No. 70

On page 8, lines 46 and 47, strike out "Division of Forestry", and insert "State Forester".

Amendment No. 71

On page 8, line 49, after "damages", insert "or costs".

Amendment No. 72

On page 8, line 50, strike out "upon the property".

Amendment No. 73

On page 9, line 1, strike out "Division of Forestry", and insert "State Forester".

Amendment No. 74

On page 9, line 2, before "necessity", insert "time and".

Amendment No. 75

On page 9, line 4, strike out "Division of Forestry", and insert "State Forester".

Amendment No. 76

On page 9, line 9, strike out "employee", and insert "employ".

Amendment No. 77

On page 9, strike out lines 14 to 18, inclusive, and insert

"(e) Provide that prior to the burning the State Forester will submit an estimate of costs to the person contracting with the State. The person contracting with the State shall prior to the burning place on deposit with the State Forester an amount equal to the estimate of costs. Upon completion of the contract, the State Forester will determine the actual costs incurred by the State in performance of the contract and should this amount be less than that on deposit, return the balance to the person. Should the amount of actual costs be more than that amount on deposit, the State Forester shall submit an itemized statement showing the balance due and from which the person contracting with the State shall within 90 days make payment.

(f) Provide that the person contracting with the State Forester shall purchase a third party liability policy of insurance in the name of the State of California and in an amount determined by the State Forester. A certificate of insurance covering this policy shall be attached to and become a part of the contract.

4852. Should the amount of monies due the State not be paid as provided for in subdivision (e) of Section 4850 such amount shall become a lien upon the property.

(a) Notice of the lien shall be recorded by the State Forester in the office of the county recorder of the county in which the property is situated within one year.

(b) An action to foreclose the lien shall be commenced by the Attorney General in the name of the people of the State of California within six months after the lien is filed and recorded.

(c) When the property is sold, enough of the proceeds to satisfy the lien and the costs of the foreclosure shall be paid to the State and the surplus, if any, shall be paid to the owner of the property.

4853. Upon receipt of final payment of monies due in performance of the contracts provided for in this chapter the State Forester shall deposit such moneys received in the General Fund of the State of California."

Amendment No. 78

On page 9, line 19, strike out "SEC. 27", and insert "SEC. 25".

Amendment No. 79

On page 9, line 42, strike out "10", and insert "15".

Amendment No. 80

On page 10, line 1, strike out "5", and insert "2".

Amendment No. 81

On page 10, line 2, strike out "11500", and insert "11180".

Amendment No. 82

On page 10, line 24, after "work", insert a comma.

Amendment No. 83

On page 10, line 35, strike out "SEC. 28", and insert "SEC. 26".

Amendment No. 84

On page 11, line 19, strike out "Marshals", and insert "Marshal's".

Amendment No. 85

On page 11, line 24, strike out "SEC. 29", and insert "SEC. 27".

Amendment No. 86

On page 11, line 26, after "throws", insert "or discharges".

Amendment No. 87

On page 11, line 27, before "vehicle", insert "motor".

Amendment No. 88

On page 11, line 32, after "throwing", insert "or discharging".

Amendment No. 89

On page 11, line 33, before "vehicle", insert "motor".

Amendment No. 90

On page 11, line 37, strike out "SEC. 30", and insert "SEC. 28".

Amendment No. 91

On page 11, line 43, after "throwing", insert "or discharging".

Amendment No. 92

On page 11, line 44, before "vehicle", insert "motor".

Amendment No. 93

On page 11, line 44, after "throwing", insert "or discharging".

Amendment No. 94

On page 11, line 45, before "vehicle", insert "motor".

Amendment No. 95

On page 12, line 1, strike out "SEC. 31", and insert "SEC. 29".

Amendment No. 96

On page 12, line 4, strike out "from any", and insert "or discharged from any motor".

Amendment No. 97

On page 12, line 4, strike out "the vehicle", and insert "the motor vehicle".

Amendment No. 98

On page 12, strike out line 6, and insert "owner of the motor vehicle which states that occupants of the motor vehicle".

Amendment No. 99

On page 12, line 14, strike out "SEC. 32", and insert "SEC. 30".

Amendment No. 100

On page 12, line 16, after "any", insert "motor".

Amendment No. 101

On page 12, line 17, after "throw", insert "or discharge".

Amendment No. 102

On page 12, line 22, after "throwing", insert "or discharging".

Amendment No. 103

On page 12, line 23, before "vehicle", insert "motor".

Amendment No. 104

On page 12, strike out lines 26 to 41, inclusive, and insert "SEC. 31. If any section, subsection, sentence, clause or phrase of this enactment is, for any reason, held unconstitutional such decision shall not affect the validity of the remaining portions of the act."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

RESOLUTIONS

The following resolutions were offered:

By Senator Rees:

Senate Resolution No. 86

Commending Sam David

WHEREAS, It has come to the attention of the Senate that Sam David on February 24, 1963, celebrated 51 years as a barber in the Los Angeles area, and on March 17, 1963, he and his wife will celebrate their Golden Wedding anniversary; and

WHEREAS, Sam David came to America from Poland when he was 15 years of age and in 1912 began his career as a barber in Los Angeles; and

WHEREAS, In 1920, Sam David started devoting his spare time and countless evenings to giving free haircuts and bobs to boys and girls in orphanages and children's hospitals within the greater Los Angeles area; and

WHEREAS, On a conservative estimate, Sam David has over the years trimmed the hair of more than 100,000 sick and lonely children gratuitously, thereby boosting their self-esteem and making them feel wanted and worthwhile; and

WHEREAS, Sam David is affectionately known as the Barber of Los Angeles and has scraped the chins of numerous important government officials and others who, over the years, have trooped into his tiny three-chair shop in the *Los Angeles Times* Building, in the heart of the city's Civic Center; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate congratulate Mr. and Mrs. Sam David on their Golden Anniversary, commend Mr. David for his great humanitarian work, and extend their best wishes to Mr. and Mrs. David for a long and happy future; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Sam David.

Resolution read, and referred to Committee on Rules.

By Senators Christensen, Lagomarsino, Sturgeon, Holmdahl and Collier:

Senate Resolution No. 87

Relating to nuclear power at Eureka

WHEREAS, At Eureka, America's first economically competitive nuclear power plant is in the final stages of fuel loading and will commence operation in the near future, increasing by 50 percent the power now being produced by two conventional plants at Humboldt Bay; and

WHEREAS, The design of this Humboldt reactor is expected to set a standard for future commercial power reactors, particularly because of the high safety factor achieved by setting the core underground; and

WHEREAS, While this plant is not expected to produce power more cheaply than conventional fossil fuels, it does anticipate the day when coal, oil and gas will not be abundantly available; and

WHEREAS, This is the first nuclear power plant entirely financed with private capital, at a cost of some \$20,600,000 by the Pacific Gas and Electric Company; now, therefore, be it

Resolved by the Senate of the State of California. That the members thereof look with pride on this splendid example, within our State, of the resource and initiative of which our free enterprise system is capable, and they express the hope that this kind of forward looking progress may curb the expansion of government into those areas so well served by private industry; and be it further

Resolved, That the directors, officers and employees of the Pacific Gas and Electric Company who conceived and executed this project are to be particularly congratulated on this accomplishment which must be a source of great personal satisfaction to them; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the Chairman of the Board of Directors and to the President of the Pacific Gas and Electric Company.

Resolution read, and unanimously adopted on motion of Senator Christensen.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill No. 203—An act to repeal Sections 813, 814, 1883, and 2097 of, and to amend Section 1682 of, the Education Code, relating to school districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 397—An act to amend Section 13187.1 of the Education Code, relating to the licensing of school personnel, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 398—An act to amend Sections 13189, 13191, and 13193 (as added by Chapter 848 of the Statutes of 1961) of the Education Code, relating to credentials for teachers in the public schools.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 414—An act to amend Section 13146 of the Education Code, relating to credentials for public school teachers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 550—An act to add Section 9602 to the Education Code, relating to state textbooks.

Bill read second time.

Motion to Re-refer Senate Bill No. 550

Senator Miller moved that Senate Bill No. 550 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 259—An act to amend Section 31753 of the Education Code, relating to school district insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out the comma after "code", and insert a comma after "16651)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 309—An act to amend Section 5088 of the Penal Code, relating to the Correctional Industries Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "fifty dollars (\$50)", and insert "twenty-five dollars (\$25)".

Amendment read, and adopted.

Bill ordered printed, and referred to Committee on Finance.

Senate Bill No. 470—An act to amend Section 65020.2 of the Government Code, relating to the Planning Advisory Committee.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 740—An act to convey certain described lands from the State of California to Mr. Robert C. Newman, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 740

Senator Miller moved that Senate Bill No. 740 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 493—An act to repeal Sections 9052 and 9053.4 of, to amend Section 9053.1 of, and to repeal and add Section 9053.3 of the Public Resources Code, relating to soil conservation.

Bill read second time.

Motion to Re-refer Senate Bill No. 493

Senator Miller moved that Senate Bill No. 493 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 569—An act conveying in trust certain tidelands and submerged lands lying under the water of the Pacific Ocean to the City of Oceanside in furtherance of navigation, commerce and fisheries upon certain trusts and conditions, and providing for the government, management, use and control thereof, and reserving rights to the State.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 38 of the printed bill, after "California", insert "and with the requirements of commerce and navigation at said harbor".

Amendment No. 2

On page 3, line 21, strike out "as specified in Section 4", and insert "of the grant".

Amendment No. 3

On page 4, line 5, strike out "ordinary highwater"; and strike out lines 6 and 7, and insert "granted lands, prepare a metes and bounds description and plat of".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 339—An act to add Section 6901 to the Public Resources Code, relating to tide and submerged lands.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, after line 14, of the printed bill, insert

"Any such permit or lease of the commission authorizing removal of sand and gravel is subject to Section 1505 of the Fish and Game Code."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Joint Resolution No. 8—Relative to the economic development of California tide and submerged lands.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 2 of the heading of the printed bill, as amended in Senate March 7, 1963, strike out "and Burns", and insert "Burns, Collier, Christensen, Petersen, McAteer, Dolwig, Grunsky, and Farr".

Amendment No. 2

On page 1, strike out lines 5 to 10, inclusive, and insert "California shore; and".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 191—An act to amend Sections 251, 14660, 14662, 14665, 14666, 14667, and 18201 of the Elections Code, relating to absent voter ballots.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 205—An act to add Sections 1323, 1774.1, 1774.2, and 1774.3 to the Government Code, relating to appointments by the Governor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, of the printed bill, between lines 16 and 17, insert "(m) The Trustees of the California State Colleges."

Amendment No. 2

On page 1, line 17, strike out "(m)", and insert "(n)".

Amendment No. 3

On page 1, line 18, strike out "(n)", and insert "(o)".

Amendment No. 4

On page 2, line 12, strike out the first "an".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 205**Amendment No. 1**

On page 2, line 11, of the printed bill, strike out "negative vote", and insert "vote of the Senate".

Amendment read, and adopted.

Third Set of Amendments to Senate Bill No. 205**Amendment No. 1**

On page 2, line 21, of the printed bill, after "vacant", insert "at 12 o'clock noon".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 507—An act to add Section 253 to the Insurance Code, relating to claims of spouses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 5, inclusive, and insert "253. No policy of insurance heretofore or hereafter issued shall be deemed to insure against any liability of an insured for injuries to his or her spouse or for injury to property of his or her spouse, unless express provision for such insurance is included in the policy."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 498—An act to amend Section 2985.1 of the Civil Code, relating to transferability of real property sales contract.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Insurance and Financial Institutions.

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in the Senate March 11, 1963, after "fee", insert "title".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 497—An act to amend and renumber Section 143.01 of the Welfare and Institutions Code, relating to public assistance.

Bill read second time.

Motion to Re-refer Senate Bill No. 497

Senator Miller moved that Senate Bill No. 497 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 523—An act to repeal Section 141 of the Welfare and Institutions Code, relating to welfare payments.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 426—An act to add Section 3113.6 to the Education Code, relating to school district organization.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government.

Amendment No. 1

On page 1, line 3, of the printed bill, after "meeting", insert "held pursuant to law".

Amendment No. 2

On page 1, strike out lines 9 to 12, inclusive, and insert "agency conducting such meeting shall give reasonable notice of the time and place thereof to the governing board of any school district actually or prospectively affected by such recommendation, and the members of any such board, or their representative, shall be given a reasonable opportunity to express their views on the recommendation at such meeting."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 584—An act relating to the acquisition and improvement of real property in the City of Sacramento, making an appropriation and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Assembly February 19, 1963, strike out "one million dollars (\$1,000,000)", and insert "three hundred thousand dollars (\$300,000)".

Amendment No. 2

On page 1, line 6, after "property", insert "located at the northeast corner of 15th Street and Capitol Avenue and at the southeast corner of 9th and Q Streets".

Amendment No. 3

On page 2, line 32, strike out "without regard to fiscal years", and insert "until June 30, 1964".

Amendments read, and adopted.

Bill ordered printed and to third reading.

Assembly Bill No. 63—An act to amend Sections 1613 and 1616 of the Elections Code, relating to precinct boards.

Bill read second time, and ordered to third reading.

Assembly Bill No. 94—An act to amend Section 6401 of the Elections Code, relating to declarations of candidacy.

Bill read second time, and ordered to third reading.

Assembly Bill No. 156—An act to amend Section 10305 of the Elections Code, relating to forms of ballots.

Bill read second time, and ordered to third reading.

Assembly Bill No. 151—An act to add Section 2557 to the Welfare and Institutions Code, relating to residence requirements of indigent persons.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

In the heading of the printed bill, immediately above "January 14, 1963", insert "(Coauthor: Senator Donnelly)".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 58—An act to amend and renumber Section 143.01 of, to amend the chapter heading of Chapter 1 (commencing with Section 3000) of Part 1 of Division 5 of, to amend Sections 425, 452, 2030, 2020.002, 3002, 3003, 3004, 3005, 3005.10, 3006, 3011, 3025, 3026, 3040, 3041, 3042.10, 3045, 3046, 3049, 3051, 3078, 3081, 3083, 3083.1, 3083.3, 3084, 3084.01, 3087.5, 3088.5, 3447, 3447.1, 3460, 3472, 3472.01, 3472.1, and 3473 of, to add Sections 114.6, 433, 434, 435, 436, 437, 438, 439, 442, 441, 460, 3041.5, 3043.5, and 4162 to, and to repeal Sections 1521.6, 1553, 1554, 1555, 1556, 2025, 2181.06, as added by Chapter 1994 of the Statutes of 1961, 2186, 2186.1, 2187, 2188, 2189, 2225, 2226, 3009, 3084.1, 3087, 3087.1, 3087.2, 3087.3, 3401.5, 3404, 3405, 3408, 3411, 3421, 3430, 3431, 3433, 3445, 3446, 3447.15, 3447.2, 3447.25, 3447.3, 3448, 3449, 3451, 3461, 3462, 3462.1, 3470, 3471, 3471.5, 3473.2, 3474.5, 3475, 3480, 3481, 3482, 4163.5, 4185, and 4188 of, the Welfare and Institutions Code, relating to public assistance, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 6, line 11, of the printed bill, as amended in Senate March 8, 1963, after "month", insert "plus any adjustment reflecting cost of living changes subsequent to January 1, 1962".

Amendment No. 2

On page 6, line 22, strike out "one"; strike out line 23; and in line 24, strike out "under", and insert "the monetary amount specified in the preceding paragraph and to the corresponding figure specified in".

Amendment No. 3

On page 14, line 41, strike out "twenty-two dollars (\$122)", and insert "twenty dollars (\$120)".

Amendment No. 4

On page 14, line 42, after "month", insert "plus any adjustment reflecting cost of living changes subsequent to January 1, 1960".

Amendment No. 5

On page 15, strike out line 2; and in line 3 strike out "grant payable under", and insert "to the monetary amount specified in the preceding paragraph and to the corresponding figure specified in".

Amendment No. 6

On page 15, line 36, strike out "seventy-two dollars (\$172)", and insert "seventy dollars (\$170)".

Amendment No. 7

On page 20, line 16, strike out "twenty-two dollars (\$122)", and insert "twenty dollars (\$120)".

Amendment No. 8

On page 20, strike out line 29; and in line 30, strike out "payable under", and insert "the monetary amount specified in the preceding paragraph and to the corresponding figure specified in".

Amendment No. 9

On page 21, line 35, strike out "seventy-two dollars (\$172)", and insert "seventy dollars (\$170)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

THIRD READING OF SENATE BILLS

Senate Bill No. 365—An act to amend Sections 1803 and 1804 of the Vehicle Code, relating to report of convictions.

Bill read third time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate March 8, 1963 strike out "Every judge of a court not of record and every"; and in line 4, strike out "clerk of a court of record", and insert "Every clerk of a court, or judge if there be no clerk,".

Amendment No. 2

On page 1, line 7, strike out "or"; and on line 8, strike out "local ordinance".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assistant Secretary George B. Beattie at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 967: By Senator Weingand—An act to add Section 8402 to the Government Code, relating to discussion and social meetings of aged persons.

Referred to Committee on Social Welfare.

Senate Bill No. 968: By Senator Begovich—An act to amend Section 23397 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 969: By Senator Williams—An act to amend Section 28134 of the Government Code, relating to salaries of board of supervisors.

Referred to Committee on Local Government.

Senate Bill No. 970: By Senator Cobey—An act to amend Section 35401 of the Vehicle Code, relating to vehicles.

Referred to Committee on Transportation.

Senate Bill No. 971: By Senator Cobey—An act to repeal Section 1571 of, and to add Section 1571 to, the Welfare and Institutions Code, relating to aid to needy children.

Referred to Committee on Social Welfare.

Senate Bill No. 972: By Senator Cobey—An act to add Section 1552.4 to the Welfare and Institutions Code, and to amend Section 270d of the Penal Code, relating to child support.

Referred to Committee on Judiciary.

Senate Bill No. 973: By Senator Teale—An act to amend Sections 6504, 6506, 6507, 6508, and 55631 of the Government Code, relating to agreements between public agencies for the performance of services.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 10.05 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, March 18, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-THIRD LEGISLATIVE DAY

FIFTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, March 18, 1963

The Senate met at 3 p.m.

Hon. John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtee, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

From the Shield of St. Patrick:

Christ be with me
 Christ within me,
 Christ in my headway,
 Christ in my wake,
 Christ alove and Christ aloft,
 Christ on my right hand,
 Christ on my left.
 Christ with me waking,
 walking and sleeping.
 Christ in every heart thinks on me,
 Christ on every tongue speaks to me,
 Christ in every eye beholding,
 Christ in every listening ear.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Farr led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day: Senator Teale, on motion of Senator O'Sullivan, on legislative business.

Senator Miller, on motion of Senator O'Sullivan, on legislative business.

Senator Burns, on motion of Senator O'Sullivan, on legislative business.

**GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR
ON MARCH 15th**

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for March 15th was unanimously extended to the following adults and students of McKinley School of Redwood City: Mr. William V. Parkes, instructor; Mrs. Josephine Grossman, parent; and Mrs. Dorothy Wight, parent. *Students*—Ron Bergman, David Bloise, James Bostrom, Jerry Cahill, William Dean, Vincent DiMaggio, Donald Grossman, Nick Guida, Kenny MacDonald, John Henry Marsden, William Morgan, David Morrow, Robert Papazian, Robert Perkins, James Perrin, Richard D. Rider, Pete Selaya, Fred Stump, Stephen Tennis, Ray Jones, Donna Alvarez, Miss Sydney DeZordo, Cathy Dougal, Glenda Howland, Betty Jahnke, Carolyn Kingsbury, Sandra Larson, Tanya Petelin, Sue Peterson, Dona Jo Robertson, Janis Rush, Karen Schaefer, Priscilla Tafaya, Brenda Tracy, Kathleen Vochatzer, Pam Webber, and Linda Wight.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of El Capitan School of Delhi, who visited the Senate on March 15th: Sandra Anson, Joe Arellano, Kathy Badgett, Kay Baker, Jan Bessey, Mary Ann Caldera, Wesley Chancellor, Jerry Clardy, Velta Clardy, Linda Clark, Velva Cole, Lee Collier, Sandra Conley, Arthur Corbin, David Corley, LaJuana Cornog, Harold Davis, Loyd Dinneen, Tom Doane, Fred Duran, Mark Elliott, Frank Erickson, Elizabeth Flores, Tony Gayeayan, Dorothy Graham, Kimberly Hawkins, Dathy Hill, Leslie Howard, Cheryl Inman, Donald Lunn, Michael Lunn, Melvin McDowell, Bob Majors, Sharon Meggs, James Meisner, Larry Michalee, James Misener, Janet Moore, David Moreno, Robert Moreno, Vernon Moss, Linda Nelson, Linda Oate, Edgar Pace, Davelene Parnell, Dorothy Putman, Carolyn Ramsey, John Ramsey, Nydia Randall, Dixie Rash, Diana Saldana, Glennis Slaton, Diane Smith, Gary Smith, Dale Stenseth, Jay Swanson, Amy Taniguchi, Cathy Taniguchi, Doyle Threet, Betty Thrower, Patsy Thrower, Dennis Tucker, Dennis Watson, Gloria Wattle, Robert Watts, Delores West, and Paul Wright.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Gustine Union Elementary School, who visited the Senate on March 15th: Mrs. Robert Cayson, teacher; Mr. William

Ward, teacher; Mrs. Warren Wagers, Mrs. Robert Hudson, Mrs. Harold Moffett, Mrs. Michael DiCiano, Mrs. Albert Goman, Mrs. Dean Henderson, Mrs. Chester Wood, and Mrs. Lowell Peters. *Students*—John Aguirre, Manuel Andre, Dale Brach, Tom Brewer, Sandra Conner, Evelyn Ledford, Tom Bouchier, Rosemarie Aguda, Alfred Dutra, Roas Lee Geddie, Shirley Harper, Sandra Henderson, Juanita Larrainzar, Tim Larrainzar, Thomas Ruzich, Gloria Leonard, Manuel Lugo, Dennis McCabe, Michael McGowan, Nancy Oswald, Stephanie Moffet, Joanne Onstine, David Peters, David Stillwell, Connie Ravan, Paula Stephens, Lynn Tate, Ron Varnell, Lynne Wagers, Arnold Fernandes, Rosemary Botelhoe, Randall Bowden, Janet Cearley, Candice Connelly, Dennis Davenport, Candice Davidson, David Delmas, Kathy DiCiano, Virginia Freitas, Weldon Freymiller, April Green, Albert Goman, Sandra Hudson, Ronnie Lema, Anne Linville, Arline McGowen, Sheila Nagle, Judy Nunes, Virgil Pacheco, Linda Ponder, Doris Rodriques, Alfred Silva, John Sousa, Carol Tweig, Gary West, Carole Wood, Bill O'Rear, and Douglas Cash.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Volta Elementary School, who visited the Senate on March 15th: *Adults*—Norman Downing, Colleen Underhill, and Amelio Duni. *Students*—Lillian Diaz, Steve Favelo, Nancy Alves, Don Kistler, Manual Escobar, Jack Young, Carmen Pedroza, Duane Duni, Betty Chandler, Bill Yoast, Margaret Cardoza, Helen Cervantes, Peggy Stanfill, and Roy Trevino.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Vallecito Elementary School, who visited the Senate on March 15th: Mrs. June Ford, and Miss Edwina L. Fortress, teachers. *Students*—David Eltringham, Jimmy Canepa, Tom Moddrell, Dalene Page, Kathleen Smith, Carol Brown, Walter Hall, Wayne Rennels, Randy Ryan, Billy Saunders, Elaine Sortors, and Cynthia Ward.

On request of Senator Way, the privilege of the floor of the Senate Chamber was unanimously extended to the following adults and students of Liberty Elementary School of Visalia, who visited the Senate on March 15th: Mr. and Mrs. W. R. Carver, Mr. and Mrs. Roy Sharples, Mr. and Mrs. Jim Rogers, Mr. Frederick S. Lane, and Mr. Cyrus Crouse. *Students*—Ray Carver, Gene Cordeniz, Kent Dotson, Sammy Navarov, Larry Nitson, Gary Nunes, James Rogers, Don Sharples, Mike Thomas, Larry George, Linda Berry, Peggy Bridges, Dorothy Leland, Maria Martinez, Ann Quintana, and DeAnn Searcy.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Kit Carson Junior High School of Sacramento, who visited the Senate on March 15th: Mrs. Dee Schilling, teacher; Don Schilling, Mrs. Pauline Kuehler, Mrs. Claudine Breece, and Mrs. Nadine Loris. *Students*—Georgia Adams, Juan Barrozo, Jeannine Basich, Tom Baxter, Karen Beard, Bruce Benning, Jim Boehl, Gary Breece, Larry Brown, Mike Calvetti, Jeannie Campbell, Pat Claxton,

Susy Dun, Barbara Hanley, Betty Jackson, Paul Kuechler, Layne Lloyd, Joan Lockhart, Janet Lohmeier, Sandra Loris, Penny McRoberts, David Mori, Susie Mueller, Richard Munso, Bill Nieponski, Desiree Rohrer, Lee Sauer, Jane Stechman, Shelley Wade, Juanita Walker, Ruth Whitehead, Joyann Wittenberg, and Laura Zimmerman.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests: from *Occidental College*—Christopher Dyer, David Getches, Tut Wynne, Scott Robinson, Brian Wright, Stephen Arent, and Professor James Lare, all of Los Angeles. From *Pomona College*—Joan Bardez, Los Angeles; Steve Sherman, Encino; Marty Dyer, Los Angeles; Ron Davey, Claremont; Tom Schaefer, Claremont; Marion E. Hamilton, Los Angeles; Yvonne Esler, Arcadia; and Patricia Hogan, Los Angeles. From *University of Southern California*—Robert Flaig, Richard Cox, Barbara Shell, Eileen McDonagh, and Professor Totten J. Anderson, all of Los Angeles. From *UCLA*—Rodger Hostin, Sal DiMarco, Stephen Nelvin, Howard Prager, Edwin Schreiber, Joe Sabatini, Mike Paley, and Fred W. Zuercher, all of Los Angeles. From *Loyola University* (all from Los Angeles)—Gerald Flynn, Robert Schmitz, William Azabul, Robert Ward, and Laurence Dissette.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests: from *San Fernando State College*: Dr. Ardelle Stelek, Mr. Aram Najarian, Mr. Jerry Conklin, Miss Lynn Russell, and Miss Lillian Wright, all of Northridge; and Don Chalker, Beverly Hills.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Albert Dibblee of Merced; Edward G. Leap of Merced; Peter J. Fluetsch of Merced; and Robert L. Ferebee of Merced, all members of the Merced County Insurance Agents Association.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and eighth grade students from Placer Hills School of Meadow Vista, Placer County: *Adults*—Mr. David Ferencik, Mr. Clyde Phelps, Mr. Steve Martin, Mrs. Kathryn Lamborn, Mrs. Mary Lou Pitchford, and Mrs. Madeline Dobbins. *Students*—Virginia Atkinson, Gloria Caselli, Linda Dalton, Suzanne Duerst, Sharon Free, Toni Groom, Karen Gray, Kathy Lipsmeyer, Edith McDaniel, Toni Miller, Judy Plunkett, Linda Reid, Sharon Roff, Sandra Sturgill, Dolly Verrue, Carol Woolever, Karen Wyrick, Janis Blanchard, Kathy Bridgeford, Kathleen Cranford, Anona Dobbins, Leslie Ferguson, Jo Anne Milbert, Janet Kendall, Lucinda Lambert, Kindra Lamborn, Patty Martin, Marilyn Nettleton, Betty Norton, Randi Richmond, Amy Story, Nancy Vaca, Donna Williams, Patty Boyman, Nancy Chavez, Gloria Clayton, Dianne David, Lois Duncan, Kathy Hamilton, Vicki Ireton, Jackie MacKay, Judy Munson, Dianne Norman, D'Anne Quinton, Mary Ralston, Barbara Rich, Pam Stokes, Audrey Torzee, Beverly Wall, Becky Zeller, Tip Banks, Michael Bivens, Stephen Coppotelli, Dale Fowler, Thomas Harrington, Robert Jones, Robert Langford,

Dennis Mason, Richard Mottlow, Bruce Rambo, Robert Root, Charles Thompson, David Thorne, David Vanneburg, Paul Bates, John Bowman, Tommy Felver, David Griggs, Calvin Hubbard, Brad Langner, Barry Lawrence, Gene Mapa, David Meredith, Harold Pitchford, Frank Roman, Richard Taylor, Michael Thompson, Charles Tritton, Greg Wilkerson, Nick Willick, Richard Barnhart, Bob Boeger, Dallas Christian, Creighton Clark, Gary Duerst, Danny Garcia, Robert Kiser, Thomas Knight, Charles Lloyd, Bob Meador, Stephen Pegler, Jimmy Reid, Bill Seaton, John Santiago, and Michael Tricker.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following faculty and students of St. Joseph's Notre Dame High School of Alameda: *Faculty*—Sister Marie Eucharista, Sister Mary of the Nativity, and Sister Ann Dolores. *Students*—Ellen Albert, Karen Antonovich, Teresita Bautista, Maureen Bergin, Ellen Bruno, Kathleen Cardelli, Erin Connolly, Marge Croft, Margaret Dauffenbach, Carolyn Dinga, Mary Dominguez, Pat Fenzl, Darielle Frappier, Joan Gatenby, Jean Gazdik, Margaret Gehrig, Ann Goldman, Sharon Helsing, Kathleen Herting, Fran Holgerson, Susan Howes, Doreas Jackson, Bernice Keaney, Sylvia Kennard, Althea Kittell, Pat Klune, Linda Knodel, Antoinette Lanphier, Kathleen Loftus, Carol Long, Denise Mahon, Diane Algeri, Carol AmRhein, Susan Azevedo, Jane Barker, Donna Brakebush, Kathleen Canney, Julie Carroll, Luise Charlebois, Jo Ellen Copeland, Donna Crivello, Martha Devine, Patricia Epperson, Peg Ford, Mary Guichard, Ernestine Gurney, Joy Hand, Mercedes Heckenliable, Margaret Mahoney, Jill Masse, Catherine McDonald, Maureen Melvin, Marilyn Murphy, Rosemary O'Connell, Barbara Palmer, Karen Patrick, Ann Peters, Linda Petersen, Joanna Poli, Shirley Ramos, Barbara Rastatter, Kathleen Reboli, Diana Rowe, Susan Saffold, Darlene Salgado, Kathleen Savino, Gloria Schaefer, Penny Seereiter, Maude Sole, Kathleen Spengler, Cynthia Thompson, Janet Tichen, Suzanne Todd, Victoria Turner, Barbara Villa, Linda Walls, Kathryn Whalen, Dale Wong, Lucille Zorich, Lois Heffernan, Sandra Kent, Diana Lee, Joyce Lee, Kathleen Long, Luanne Louis, Glorade Love, Margaret Magee, Victoria McIntosh, Patricia McNair, Joanne Parenzan, Patricia Rose, Mary T. Sharpe, Bernice Smith, Gail Stevens, Sherry Walsh, Maxine Winters, and Sharon Zimmeth.

On request of Senator Symons, Jr., the privilege of the floor of the Senate Chamber for this day was unanimously extended to Nita Palmer of Mono County, and Elizabeth O'Dell of Sacramento.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lawrence Disette of Loyola University.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of McSwain Union Elementary School of Merced: *Parents*—Mr. Jim Kissack, Mrs. Henry Mello, Mr. Frank Herrera, and Mrs. John Fragulia. *Bus driver*—Eleanor Santos. *Eighth grade students*—Tim Adams, Gale Archer, Francis Bispo, James Boyer, Jerry Caton, John DeBettencourt, Joe Dias, Tony Dossetti, David Fragulia,

Pamela Furtado, David Fusi, Meliane George, Susan Hamilton, Brad Handsom, Jane Herrera, Billy Hodges, David Horta, Eddie Hurtado, Jacob Ivester, Ray Kenton, Nancy Kissack, Eddie Marks, Paul Mello, John Mendes, Elmer Mitchell, Christine Morgado, Gail Panamaroff, Kay Reyburn, Linda Riling, Larry Risinger, Gary Rocha, Donna Rock, James Romero, John Santos, Elaine Silvera, Susan Silveria, David Sousa, Danny Tice, Britt Warren, Joyce Wilkerson, and Tom Zimmerman.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Frank Gigliotti of San Diego County, and Mr. William Barrett of La Mesa.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Russell V. Roessler and Robert Beresford of San Jose.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to C. Clayton Kyle of Santa Maria, and Mr. Gunderman of Santa Barbara.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Claudia and Sister Mary Kevin of Notre Dame, Chico, accompanied by Mrs. George Kading of Chico, who have brought a class of 51 students from Notre Dame.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dan Hayes, Hawthorne; Miss Vipapan Tantichodok (Exchange student), of Hawthorne; Dennis McKee, Robert McDonough, Albert Melone, Daniel Pelfrey, Alan Rosin, and Edward M. Goldberg, all of Los Angeles; and Mr. Don Chalker and Steve Dach.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George McGreth and Mr. August Hemenez, both of Crockett.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Ford, City Attorney of Red Bluff; and Mr. Herbert Nelson, City Manager of Red Bluff.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles Nicolls, Mr. Kenneth Inrie, Mr. Craig Harris, and Mr. Phil Harris, all of Napa.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Homer Nelligan and Mr. Frank Noonan both of Santa Rosa.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Robert L. Morlan, Professor of Government, Redlands University. *Students*—Suzanne Alexander, Margaret Blount, Anna Brooks, James McElvany, Mike Macon, Edward Schmelzer, and Leland Tipton.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following

group of University of California, Santa Barbara, students attending the Legislative Seminar: Anthony Dragonette, Susan Newlin, Millicent Hendrick, Roy Stacy, Don Boden, and Stanley Anderson, Professor of Political Science, Santa Barbara.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Robert Hall of Brentwood, Mrs. Sharpe Whitmore of Pacific Palisades, and Mrs. Sam Waggoner of Orinda.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert Born and Stephanie, of San Luis Obispo.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ross J. Kidder of Leisure World, Seal Beach.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests, all from Whittier College: Karin Strasser, Ned Lazaro, Bob Baller, Dr. Richard Harvey, Chris Cross, Carolyn Sullivan, Stan Sanders, Harry Wray, Dave Bell, and Mr. and Mrs. Vernon Hatch, Fullerton.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Leland J. Yost and Mr. Elton Gebhardt, both of Thermal.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Morton Sullivan, Jr., of Jackson; Mr. Oliver J. Beaudette of Santa Ynez; Mrs. Marion Heifner of Mt. Vernon, Illinois; and Mrs. Carey Wise of Sacramento.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. L. DeForest, Mr. Fred Horton, and Mr. Dale Horton, all of Modesto.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Marin County Association of Insurance Agents: Kenneth R. Ball, C. Paul Bettini, Stuart Burt, John Barry, M. J. Cordone, Ivor J. Davies, Farrington L. Jones, Howard Morse, William McLachlin, Max Martin, Kenneth M. Proctor, Kenneth A. Samuelson, Paul R. Terry, Merritt J. Wieder, Russell Thomas, and Jack Schneider.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Notre Dame School of Chico: Sister Mary Kevin, S.N.D., teacher; Sister Claudia, S.N.D.; Mesdames Fred Evans, E. Kading, Vic Conner, Marie Morgado, Starkey, Kathryn Bernhardt, Helen McGowan, Cecilia Sheets, and Heimann. *Students*—Patrick Altenburg, Rachele Andrews, Kathy Aznoe, Paul Blake, Rita Brattan, Joseph Brostek, Cheri Brown, Patricia Conner, David Copeland, Jane Dolan, Cathy Enns, Laura Evans, Janet Fortino, Doug Ginno, Theresa Goldman, Carol Gregory, Joyce Heimann, Christine Hosch, Robert Houseman, Gary Jessee, Albert Kading, Joyce Karr, Charles Kjer, Deanne Kurth, Dan LeGare, Robert McGowan, Randy McLaughlin,

Phil McNally, Edward Morgado, Antoniette Navarra, Marina Malenkos, James Pelletier, Gary Picchi, Steve Plumley, JoAnne Porter, Evelyn Richard, Michael Rose, Ruth Salinas, Debbie Sauer, James Sheets, Mary Skripek, Shirley Smith, Mary Ann Spring, Carlin Starkey, Donald Thomas, Margaret Tipton, Michael Van Ert, and Micaela Carlsgaard.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the San Jose Association of Independent Insurance Agents: Arvid Johnson, David P. Cassin, Don S. Fuller, Charles A. Reynolds, Robert B. Murphy, L. Louis Gairaud, Joseph L. Haskins, Richard L. Rush, Robert B. Suhr, Ruskin Shepperd, W. H. Wood, Leonard F. Smith, Richard H. Garland, Raymond E. Sturges, Wayne Long, Harold Carpenter, Al Jenkins, Larry Thompson, Melvin H. Johnson, Ned B. Shapker, Harold Wehner, Harold H. Hallin, Bill Connor, Alfred H. Robins, Norman Y. Mineta, Jack W. Herron, Don P. Haas, H. O. Ward, and Peter Tormey.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fred Bargioni, Daly City; Mr. Bruce C. Kirkbride, Burlingame; Mr. James E. Sossaman, Menlo Park; Mr. Robert E. Boeddiker, Menlo Park; Mr. John C. McCracken, Menlo Park; Mr. Melford D. Battye, Daly City; Mr. Cy Freeberg, San Mateo; Mr. Ed Rodondi, South San Francisco; Mr. Dick Minucciani, South San Francisco; Mr. Fred Bargioni, Daly City; Mr. and Mrs. George Reed, San Mateo; Mr. John Robertson, San Mateo; Mr. Max Klieka, San Mateo; and Mr. George Neel, San Mateo.

On request of Senators Petersen and Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Mike Bozzoli of Eureka, and Mr. LeRoy Sullivan of Willits.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 52

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

ASSEMBLY CHAMBER, March 14, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 31

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, March 14, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 21

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, March 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this passed as amended:

Senate Bill No. 20

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, March 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted as amended:

Senate Joint Resolution No. 4

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above resolution ordered to unfinished business file.

ASSEMBLY CHAMBER, March 14, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 72

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 72—An act to add Section 25305 to the Elections Code, relating to judicial offices.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 14, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 16
Assembly Bill No. 43
Assembly Bill No. 44
Assembly Bill No. 103
Assembly Bill No. 155
Assembly Bill No. 313
Assembly Bill No. 344
Assembly Bill No. 455
Assembly Bill No. 459
Assembly Bill No. 461
Assembly Bill No. 514
Assembly Bill No. 524
Assembly Bill No. 540
Assembly Bill No. 550
Assembly Bill No. 551
Assembly Bill No. 570
Assembly Bill No. 571
Assembly Bill No. 601

Assembly Bill No. 616
Assembly Bill No. 627
Assembly Bill No. 651
Assembly Bill No. 677
Assembly Bill No. 683
Assembly Bill No. 712
Assembly Bill No. 719
Assembly Bill No. 731
Assembly Bill No. 739
Assembly Bill No. 789
Assembly Bill No. 846
Assembly Bill No. 941
Assembly Bill No. 972
Assembly Bill No. 975
Assembly Bill No. 1017
Assembly Bill No. 1023
Assembly Bill No. 1030

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 16—An act to add Section 35416 to of the Vehicle Code, relating to length of combination of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 43—An act to amend Sections 10219 and 10301 of the Elections Code, relating to ballot designation.

Referred to Committee on Elections.

Assembly Bill No. 44—An act to amend Sections 6490, 6499, 6511, 6512, 6580, 6620, 6652, 6653, 6657, 6658, and 6659 of the Elections Code, relating to the conduct of elections.

Referred to Committee on Elections.

Assembly Bill No. 103—An act to amend Section 11151 of the Education Code, relating to day of attendance and maximum credit in classes for adults.

Referred to Committee on Education.

Assembly Bill No. 155—An act to amend Section 3501 of the Government Code and to add Article 5 (commencing with Section 13080) to Chapter 1 of Division 10 of Part 2 of the Education Code, relating to public school employee organizations.

Referred to Committee on Education.

Assembly Bill No. 313—An act to amend Section 1132 of the Education Code, relating to school districts.

Referred to Committee on Education.

Assembly Bill No. 344—An act to amend the heading of Article 2 (commencing with section 32670) of Chapter 3, Part 8, Division 12 of, to amend Sections 32653, 32670, 32671, 32672, 32690, 32715 of, and to add Chapter 2.5 (commencing with Section 37600) to Part 8 of Division 13, Chapter 2.5 (commencing with Section 48300) to Part 10 of Division 14, Chapter 2.5 (commencing with Section 60420) to Part 7 of Division 18, and Chapter 5.5 (commencing with Section 72540) to Part 10 of Division 20, of the Water Code, and to add Section 27.8 to the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), Section 40.5 to the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), and Section 49.6 to the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931), relating to consolidation of water districts.

Referred to Committee on Water Resources.

Assembly Bill No. 455—An act to amend Sections 12510 and 12804 of the Vehicle Code, relating to driver's licenses.

Referred to Committee on Transportation.

Assembly Bill No. 459—An act to amend Section 12817 of the Vehicle Code, relating to drivers' licenses.

Referred to Committee on Transportation.

Assembly Bill No. 461—An act to amend Sections 310 and 12500 of the Vehicle Code, relating to driver's license.

Referred to Committee on Transportation.

Assembly Bill No. 514—An act to amend Section 601 of the Code of Civil Procedure, relating to the challenge of jurors.

Referred to Committee on Judiciary.

Assembly Bill No. 524—An act to add Section 5096.7 to, and to amend Section 5096.3 of, the Revenue and Taxation Code, relating to property tax.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 540—An act to amend Section 12814 of the Vehicle Code, relating to drivers' licenses.

Referred to Committee on Transportation.

Assembly Bill No. 550—An act to amend Section 24603 of the Vehicle Code, relating to stop lamps on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 551—An act to amend Sections 25100 and 25101 of the Vehicle Code, relating to display of side-marker and clearance lamps on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 570—An act to amend Section 25300 of the Vehicle Code, relating to warning devices.

Referred to Committee on Transportation.

Assembly Bill No. 571—An act to amend Sections 24607, 24609 and 25501 of the Vehicle Code, relating to reflectors and reflectorizing material on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 601—An act to amend Sections 88, 92.3, 92.5, 94.5, and 94.6 of the Agricultural Code, relating to fairs and exhibitions.

Referred to Committee on Agriculture.

Assembly Bill No. 616—An act to amend Section 13361 of the Vehicle Code, relating to drivers' licenses.

Referred to Committee on Transportation.

Assembly Bill No. 627—An act to amend Section 11508 of the Government Code, relating to administrative adjudications.

Referred to Committee on Judiciary.

Assembly Bill No. 651—An act to amend Section 6 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to county water authorities.

Referred to Committee on Water Resources.

Assembly Bill No. 677—An act to repeal Sections 54902.5, 54905, 54906, 54907, 54908 as added by Chapter 268 of the Statutes of 1961, 54908 as added by Chapter 1441 of the Statutes of 1961, 54909, 54910,

and 54913 of the Government Code, relating to the filing of statements, maps and plats for assessment and tax purposes.

Referred to Committee on Local Government.

Assembly Bill No. 683—An act to amend Sections 6368, 6369, 6370, 6372, and 6373 of the Education Code, relating to community service classes.

Referred to Committee on Education.

Assembly Bill No. 712—An act to amend Section 9302 of the Education Code, relating to school textbooks.

Referred to Committee on Education.

Assembly Bill No. 719—An act to repeal Section 92.2 of the Agricultural Code, and to amend Section 19622 of, and to repeal Sections 19626.1 and 19626.3 of, the Business and Professions Code, relating to fairs and expositions.

Referred to Committee on Agriculture.

Assembly Bill No. 731—An act to amend Section 258 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 739—An act to amend Sections 54900, 54901 and 54903 of the Government Code, relating to the filing of statements on the creation of or change in the boundaries of a city or district.

Referred to Committee on Local Government.

Assembly Bill No. 789—An act to amend Section 16304.1 of the Government Code, relating to reversions of undisbursed balance of appropriations.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 846—An act to add Section 13458.1 to the Education Code, relating to leaves of absence for public school teachers.

Referred to Committee on Education.

Assembly Bill No. 941—An act to amend Section 39585 of the Government Code, relating to weed and rubbish assessment refunds by cities.

Referred to Committee on Local Government.

Assembly Bill No. 972—An act to add Section 21159 to the Government Code, relating to employment of persons retired under the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 975—An act to amend Sections 17151, 17155 and 17709 of the Vehicle Code, relating to the limit of civil liability for imputed negligence or willful misconduct.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1017—An act to amend Section 26738 of the Government Code, relating to fees of sheriffs.

Referred to Committee on Local Government.

Assembly Bill No. 1023—An act to amend Sections 25365, 34310 and 34319 of the Government Code, relating to notice required for certain actions by counties and cities.

Referred to Committee on Local Government.

Assembly Bill No. 1030—An act to amend Section 28135 of the Government Code, relating to salaries of Madera County officers.

Referred to Committee on Local Government.

Senator McAteer Presiding

At 3.20 p.m., Senator Eugene McAteer, of the Fourteenth Senatorial District, presiding.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 17	Assembly Bill No. 931
Assembly Bill No. 405	Assembly Bill No. 933
Assembly Bill No. 535	Assembly Bill No. 959
Assembly Bill No. 589	Assembly Bill No. 970
Assembly Bill No. 693	Assembly Bill No. 971
Assembly Bill No. 720	Assembly Bill No. 1009
Assembly Bill No. 735	Assembly Bill No. 1018
Assembly Bill No. 748	Assembly Bill No. 1051
Assembly Bill No. 777	Assembly Bill No. 1052
Assembly Bill No. 778	Assembly Bill No. 1053
Assembly Bill No. 779	Assembly Bill No. 1054
Assembly Bill No. 780	Assembly Bill No. 1055
Assembly Bill No. 781	Assembly Bill No. 1056
Assembly Bill No. 814	Assembly Bill No. 1057
Assembly Bill No. 830	Assembly Bill No. 1058
Assembly Bill No. 834	Assembly Bill No. 1059
Assembly Bill No. 844	Assembly Bill No. 1060
Assembly Bill No. 862	Assembly Bill No. 1061
Assembly Bill No. 864	Assembly Bill No. 1063
Assembly Bill No. 865	Assembly Bill No. 1064
Assembly Bill No. 930	Assembly Bill No. 1065

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 17—An act to amend Section 21715 of the Vehicle Code, relating to combinations of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 405—An act to amend Section 8211 of the Government Code, relating to notary public fees.

Referred to Committee on Business and Professions.

Assembly Bill No. 535—An act to amend Section 31407 of the Vehicle Code, relating to fire extinguishers on farm labor vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 589—An act to amend Sections 375, 24953, 25108, 25250, and 25251 of the Vehicle Code, relating to lights on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 693—An act to add Section 3581.1 to the Education Code, relating to school district organization.

Referred to Committee on Education.

Assembly Bill No. 720—An act to add Sections 5473.10 and 5473.11 to the Health and Safety Code, relating to sewer service charges.

Referred to Committee on Local Government.

Assembly Bill No. 735—An act to amend Section 951 of the Probate Code, relating to the estates of decedents.

Referred to Committee on Judiciary.

Assembly Bill No. 748—An act to amend Section 13825 of the Health and Safety Code, relating to the formation of fire protection districts.

Referred to Committee on Local Government.

Assembly Bill No. 777—An act to amend Section 220 of the Military and Veterans Code, relating to manner of commissioning officers of the California National Guard.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 778—An act to amend Section 222 of the Military and Veterans Code, relating to the qualifications of commissioned officers of the California National Guard.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 779—An act to amend Section 225 of the Military and Veterans Code, relating to appointment of warrant officers of the California National Guard.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 780—An act to amend Section 226 of the Military and Veterans Code, relating to arms and equipment for officers of the California National Guard.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 781—An act to amend Section 232 of the Military and Veterans Code, relating to officers of the National Guard.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 814—An act to add Section 27463.5 to the Government Code, relating to coroners.

Referred to Committee on Local Government.

Assembly Bill No. 830—An act to amend Sections 31662.6 and 31663 of the Government Code, relating to County Employees Retirement Law.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 834—An act to amend Section 1873 of the Civil Code, relating to unclaimed property.

Referred to Committee on Local Government.

Assembly Bill No. 844—An act to amend Section 31680 of the Government Code, relating to payment for services rendered by a retired officer or employee of a county or district.

Referred to Committee on Local Government.

Assembly Bill No. 862—An act to add Section 11504.5 to the Government Code, relating to administrative adjudication.

Referred to Committee on Judiciary.

Assembly Bill No. 864—An act to amend Section 11524 of the Government Code, relating to administrative adjudication.

Referred to Committee on Judiciary.

Assembly Bill No. 865—An act to amend Section 11510 of the Government Code, relating to administrative adjudication.

Referred to Committee on Judiciary.

Assembly Bill No. 930—An act to amend Section 19702 of the Government Code, relating to prohibition of discrimination in the state civil service.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 931—An act to amend Section 19253.5 of the Government Code, relating to state civil service.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 933—An act to amend Sections 18533, 18537, and 19054 of the Government Code, relating to state civil service employment lists.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 959—An act to amend Section 7503 of the Education Code, relating to the Curriculum Commission.

Referred to Committee on Education.

Assembly Bill No. 970—An act to amend Section 2582 of the Education Code (as added by Chapter 1077 of the Statutes of 1961), relating to school district organization.

Referred to Committee on Education.

Assembly Bill No. 971—An act to amend Section 2841 of the Education Code, relating to school district organization.

Referred to Committee on Education.

Assembly Bill No. 1009—An act to add Section 34090.7 to the Government Code, relating to destruction of city records.

Referred to Committee on Local Government.

Assembly Bill No. 1018—An act to amend Section 1181 of the Civil Code, relating to proof and acknowledgment of an instrument.

Referred to Committee on Local Government.

Assembly Bill No. 1051—An act to amend Section 5 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941), relating to the Monterey Peninsula Airport District.

Referred to Committee on Judiciary.

Assembly Bill No. 1052—An act to amend Section 70 of the Antelope Valley-East Kern Water Agency Law (Sections 49 to 96, inclusive, Chapter 2146 of the Statutes of 1959), relating to the Antelope Valley-East Kern Water Agency.

Referred to Committee on Judiciary.

Assembly Bill No. 1053—An act to maintain the Welfare and Institutions Code by amending Sections 1576, 1725, 1737, 1760.4, 1760.5, and 2160.1, and by repealing Sections 2026, 3011, and 3411, as added respectively by Section 1 of Chapter 1226, Section 1 of Chapter 1996, and Section 1 of Chapter 1995, of the Statutes of 1961, thereof, relating to the provisions for protection and care of children, aged persons, and others specially in need thereof.

Referred to Committee on Judiciary.

Assembly Bill No. 1054—An act to maintain the Water Code by amending Sections 6501, 31006, 55153, and 60300, by amending and renumbering the heading of the Chapter 5 (commencing with Section 12880) of Part 6 of Division 6 that was added by Chapter 2052 of the Statutes of 1957, by repealing the Division 19 (commencing with Section 65000) that was added by Chapter 2019 of the Statutes of 1959, and by adding part 7 (commencing with Section 12950) to Division 6, relating to water.

Referred to Committee on Judiciary.

Assembly Bill No. 1055—An act to maintain the Vehicle Code by amending Section 34011, and by repealing Section 11520 as amended by Chapter 1566 of the Statutes of 1961, relating to motor vehicles.

Referred to Committee on Judiciary.

Assembly Bill No. 1056—An act to amend Section 2735.5 of the Unemployment Insurance Code, relating to unemployment disability insurance.

Referred to Committee on Judiciary.

Assembly Bill No. 1057—An act to maintain the Revenue and Taxation Code by amending and renumbering Section 24406 (as added by Chapter 846, Statutes of 1961) thereof, relating to the computation of net income under the Bank and Corporation Tax Law.

Referred to Committee on Judiciary.

Assembly Bill No. 1058—An act to amend Section 2208, amend and renumber Section 5781.10, and repeal Section 5783.7, as added by Chapter 2181, Statutes of 1959, of the Public Resources Code, relating to natural resources.

Referred to Committee on Judiciary.

Assembly Bill No. 1059—An act to amend Sections 481 and 842 of the Probate Code, relating to administration of estates.

Referred to Committee on Judiciary.

Assembly Bill No. 1060—An act to maintain the Penal Code by amending Sections 148.1, 197, 212, 337.5, 653½, 6202, 6520, and 13510, amending the heading of Chapter 9 (commencing with Section 6200) of Title 7 of Part 3, amending and renumbering Sections 597a, 597b, 597c and 597d as added by Chapter 220 of the Statutes of 1907, and by repealing Section 499c thereof, relating to criminal conduct, proceedings, and detention.

Referred to Committee on Judiciary.

Assembly Bill No. 1061—An act to maintain the Military and Veterans Code by amending Sections 986, 986.1, 986.2, 986.10 and 987.01, and by repealing Section 698, relating to military and veterans' affairs.

Referred to Committee on Judiciary.

Assembly Bill No. 1063—An act to maintain the Insurance Code by amending Sections 1620.7, 1821, 10176.1, and 10203.55 thereof, relating to insurance regulations.

Referred to Committee on Judiciary.

Assembly Bill No. 1064—An act to maintain the Health and Safety Code by amending Sections 3300.1, 3355, 4704, 9302, 12713, 14011, 14405, 14603, 18897, 24368.4 and 26472, by amending and renumbering the second Section 33070 added by Chapter 2116 of the 1961 Statutes, and by repealing Article 15 (commencing with Section 24376.40) of former Chapter 2.6, Division 20, relating to health and safety.

Referred to Committee on Judiciary.

Assembly Bill No. 1065—An act to maintain the Harbors and Navigation Code by amending Section 1912, relating to the San Francisco Port Authority.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1066
Assembly Bill No. 1067
Assembly Bill No. 1068
Assembly Bill No. 1069
Assembly Bill No. 1070
Assembly Bill No. 1072

Assembly Bill No. 1073
Assembly Bill No. 1074
Assembly Bill No. 1075
Assembly Bill No. 1081
Assembly Bill No. 1110

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 1066—An act to maintain the Government Code by amending Sections 12410, 20981, 24007, 23011, 29601, 31676.1, 43068, 69594, 70063, and 74504, amending and renumbering Sections 13409, as enacted by Chapter 2187 of the Statutes of 1961, 37395, as enacted by Chapter 1475 of the Statutes of 1957, 54908, as enacted by Chapter 1441 of the Statutes of 1961, and the heading of Article 5 (commencing with Section 75100) of Chapter 11 of Title 8, and repealing Sections 9134 and 9135, thereof, relating to the government of public agencies within this State.

Referred to Committee on Judiciary.

Assembly Bill No. 1067—An act to maintain the Fish and Game Code by amending Section 1352 and repealing Section 7152, relating to wildlife restoration and the taking of fish and game by members of the armed forces.

Referred to Committee on Judiciary.

Assembly Bill No. 1068—An act to maintain the Financial Code by amending Section 1357, and by repealing Sections 5056.5, 5701, Chapter 5.5 (commencing with Section 6050) of Part 1 of Division 2, as added by Chapter 871 of the Statutes of 1961, and Section 6510.5 as added by Chapter 561 of the Statutes of 1961, relating to savings and loan associations.

Referred to Committee on Judiciary.

Assembly Bill No. 1069—An act to maintain the Education Code by amending Sections 857, 957, 960, 962, 963, 964, 6652, 6911, 10652, 12408, 12901, 13528, 13554, 15831, 17306, 17703, 19418, 19505, 19632, 20303, 20304, 22601.5, 25392 and 29057, amending and renumbering the heading of Article 1.5 (commencing with Section 2581) of Chapter 7 of Division 5, as added by Chapter 1077 of the Statutes of 1961, the heading of Article 1.6 (commencing with Section 2595) of Chapter 7 of Division 5, as added by Chapter 1215 of the Statutes of 1961, Section 817 as added by Chapter 1133 of the Statutes of 1959, Sections 2581, 2582, 2583, 2584, and 2585 all as added by Chapter 1077 of the Statutes of 1961, and Sections 2595 and 2596 both as added by Chapter 1215 of the Statutes of 1961, and repealing Section 5718.5 as added by Chapter 879 of the Statutes of 1961, Section 5718.5 as added by Chapter 887 of the Statutes of 1961, Sections 13188, 13193, and 13194 all added by Chapter 848 of the Statutes of 1961, and 16864, thereof, relating to institutions of learning, including their establishment, maintenance, government, and operation.

Referred to Committee on Judiciary.

Assembly Bill No. 1070—An act to amend Section 12912 of the Education Code, relating to sex offenses.

Referred to Committee on Judiciary.

Assembly Bill No. 1072—An act to maintain the Civil Code by amending Section 1812.94, relating to contracts for health and dance studio services.

Referred to Committee on Judiciary.

Assembly Bill No. 1073—An act to maintain the Business and Professions Code by amending Sections 3151, 19632, 20853, 23108, and 24206 thereof, by amending and renumbering Sections 1293 as added by Chapter 824 of the Statutes of 1961, and 6534.9 as added by Chapter 1478 of the Statutes of 1961, thereof, and by repealing Sections 23.8 as added by Chapter 1821 of the Statutes of 1961 and 23321.5, and Chapter 6 (commencing with Section 450; as added by Chapter 1821 of the Statutes of 1961) of Division 1, thereof, relating to licensed professions and business enterprises.

Referred to Committee on Judiciary.

Assembly Bill No. 1074—An act to maintain the Agricultural Code by repealing Section 260.85 as added by Chapter 22 of the 1959 Statutes, relating to bovine brucellosis.

Referred to Committee on Judiciary.

Assembly Bill No. 1075—An act to amend Section 36.17 of the San Luis Obispo County Flood Control and Water Conservation District Act (Chapter 1294 of the Statutes of 1945), relating to revenue bonds.

Referred to Committee on Judiciary.

Assembly Bill No. 1081—An act to amend Section 409 of the Probate Code, relating to appointment of administrators with the will annexed.

Referred to Committee on Judiciary.

Assembly Bill No. 1110—An act to amend Section 20806 of the Education Code, relating to school district taxation, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 14, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 3—Relative to commercial vehicle identification and qualification;

Senate Concurrent Resolution No. 5—Relating to the naming of a bridge in memory of the late George J. Cole;

Senate Concurrent Resolution No. 7—Relating to the naming of a bridge in memory of the late Richard Fleisher;

Senate Concurrent Resolution No. 12—Relative to the naming of highways, freeways and expressways;

Senate Concurrent Resolution No. 13—Relative to naming the Drinking Fountain Bridge on U.S. Highway 199 the Howard Griffin Bridge;

Senate Concurrent Resolution No. 20—Relative to the California Highway Patrol;

Senate Concurrent Resolution No. 24—Relative to a Civil War marker;
And reports that the same have been correctly enrolled, and presented to the Secretary of State on the 14th day of March, 1963, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, March 14, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 86—An act to amend Section 14752 of the Revenue and Taxation Code, relating to hearings by inheritance tax appraisers;

And reports that the same has been correctly enrolled, and presented to the Governor on the 14th day of March, 1963, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 6—Relating to the naming of a bridge in memory of the late Paul E. Mudgett;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 18th day of March, 1963, at 10 a.m.

BURNS, Chairman

SENATE CHAMBER, March 14, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 191

Senate Bill No. 414

Senate Bill No. 203

Senate Bill No. 470

Senate Bill No. 397

Senate Bill No. 523

Senate Bill No. 398

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 15, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 365

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 15, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 8

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 15, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 205

Senate Bill No. 426

Senate Bill No. 259

Senate Bill No. 498

Senate Bill No. 309

Senate Bill No. 507

Senate Bill No. 339

Senate Bill No. 569

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Fish and Game

SENATE CHAMBER, March 13, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 360

Senate Bill No. 444

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

CAMERON, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 252

Senate Bill No. 622

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 42

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 197

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 166

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 460

Senate Bill No. 617

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be placed on the Consent Calendar.

SHORT, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 331

Senate Bill No. 462

Assembly Bill No. 177

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

SHORT, Chairman

Above reported bills ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred: Senate Bill No. 194

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred: Senate Bill No. 469

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred: Senate Bill No. 634

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

COBEY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Assembly Concurrent Resolution No. 39

Assembly Concurrent Resolution No. 16

Assembly Joint Resolution No. 15

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported resolutions ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 467

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 363

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 645

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 14, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 280

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 280

Senator Backstrand moved that Senate Bill No. 280 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 280—An act to repeal Section 4.2 and to amend Section 33 of the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts.

Bill read second time.

Motion to Amend

Senator Backstrand moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "act to", insert "add Section 71032.5 to, and to repeal Section 71514 of the Water Code as added by Senate Bill No. 15, and to".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, after line 5, insert

"SEC. 3. Section 71032.5 is added to the Water Code, to read:

71032.5. The annexation or inclusion of a municipal water district, in whole, or in part, within a public corporation or public agency shall not destroy the identity or legal existence or impair the powers of such municipal water district as the same existed prior to such annexation or inclusion.

SEC. 4. Section 71514 of said code as added by Senate Bill No. 15, is repealed.

[71514. Notice that an appointment may be made in the event that only one or no nomination is made shall be published in a newspaper of general circulation in the district, once, not less than seven days and not more than 14 days prior to the final day on which nominations may be made.]

SEC. 5. Sections 3 and 4 of this act shall become operative only if Senate Bill No. 15 is enacted by the Legislature at its 1963 Regular Session, and in such case at the same time as Senate Bill No. 15 takes effect; at which time Section 33 of the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911) as amended by Section 2 of this act is repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, March 15, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 378

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND SENATE BILL NO. 378

Senator Rattigan moved that Senate Bill No. 378 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 378—An act to amend Section 12606 of the Business and Professions Code, relating to weights and measures.

Bill read second time.

Motion to Amend

Senator Rattigan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, after "thereto", insert "; provided that cylindrical containers may contain the statement of net quantity on either the principal display panel or on an area immediately adjacent thereto, which area shall be equivalent to not less than 20 percent of the entire label".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, March 15, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 725

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 725

Senator Sturgeon moved that Senate Bill No. 725 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 725—An act to add Sections 722 and 723 to the Harbors and Navigation Code, relating to undocumented vessels.

Bill read second time.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 722 and 723", and insert "Section 722".

Amendment No. 2

On page 1, strike out lines 3 to 9, inclusive; and in line 10, strike out "723", and insert "722".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 725**Amendment No. 1**

On page 1, lines 15 and 16, of the printed bill, strike out "or any agent authorized by the Division of Small Craft Harbors to accept such applications".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 471

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 471

Senator Rodda moved that Senate Bill No. 471 be amended and referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 471—An act to add Chapter 1.9 (commencing with Section 5099) to Division 5 of the Public Resources Code, relating to ratification of the California-Nevada Interstate Park System Compact.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 2, strike out lines 1 to 20, inclusive, of the printed bill, and insert

"ARTICLE I

The Lake Tahoe area, lying both in California and Nevada, possesses outstanding features of special significance that make their preservation and public recreational use a matter of concern to both states. The purposes of this compact are to create, protect, preserve, develop and interpret an interstate park system in the Lake Tahoe area of outstanding natural beauty, and of scenic, recreational, scientific and historic importance for the inspiration, use and enjoyment of the peoples of the States of California and Nevada, and to enhance the economic development of the region. Mutual advantages and benefits will accrue to both states by such co-operative action.

ARTICLE II

The State of California and the State of Nevada agree to create, develop and operate such an interstate park system to be known as the Lake Tahoe Interstate Park within the area of the States of California and Nevada described as follows:"

Amendment No. 2

On page 5, strike out line 19, and insert

"ARTICLE III

There is hereby created the Lake Tahoe Interstate Park Commission, hereinafter called the commission, with the powers and duties set forth herein. The commission shall consist of three members from each signatory state to be appointed in the manner set forth by state laws, provided that one of the California members of the commission shall be a member of the California State Park Commission, designated by the Governor of the State of California to serve during his term as

a member of said park commission, and one of the Nevada members of the commission shall be a member of the Nevada State Park Commission, designated by the Governor of the State of Nevada to serve during his term as a member of said park commission. The members of the commission shall be residents of their respective states.

Each commissioner shall hold office until his successor shall be appointed. If any office, other than the two designated by title, become vacant for any reason, the governor of the respective state shall fill the vacancy for the remainder of the unexpired term. Each commissioner shall take the oath of office required by officers of his respective state. Commissioners may be reimbursed by the commission for expenses incurred in the performance of their duties.

ARTICLE IV

A majority of the commissioners from each state shall constitute a quorum for the transaction of business.

All meetings of the commission shall be open and public, and all persons shall be permitted to attend any meetings of the commission.

The commission may hold executive sessions to consider the appointment, employment or dismissal of its officers or employees, or to hear complaints or charges brought against such officer or employee by another officer, person or employee, unless such officer or employee requests a public hearing. The commission may also exclude from any such public or private meeting during the examination of a witness, any or all other witnesses in the matter being investigated by the commission.

ARTICLE V

1. The commission shall have power to:

(a) Sue and be sued.

(b) Contract and be contracted with.

(c) Adopt, amend and revoke bylaws, rules and regulations and prescribe procedures for the provisions of this compact. A violation of any such bylaws, rule or regulation shall constitute a misdemeanor under the law of the signatory state where the violation occurred. Each state shall enjoy and exercise exclusive jurisdiction with respect to arrest and the prosecution of offenders for offenses committed within its boundaries.

(d) Establish such offices as it deems necessary.

(e) Appoint, and at its pleasure remove or discharge, irrespective of the civil service, personnel or other merit system laws of the party states, such officers and legal, clerical, expert and other assistants and employees such as may be required, and fix and determine their duties, qualifications and compensation. Employees of the commission shall be eligible for social security coverage in respect to the old-age and survivors insurance, provided that the commission takes such steps as may be necessary pursuant to federal law to participate in such program of insurance as a governmental agency or unit. The commission may establish and maintain or participate in such additional programs of employee benefits as may be appropriate to afford employees of the commission terms and conditions of employment similar to, but not exceeding, those enjoyed by employees of the party states generally.

(f) Borrow, accept or contract for the services of personnel from any state or government, or any subdivision or agency thereof, from any intergovernmental agency, or from any institution, person, firm or corporation. Personnel of a party state borrowed, accepted or contracted for pursuant to the provisions of this paragraph shall be deemed to be employees of that party state for the purposes of enjoying, if qualified, the rights and benefits of laws relating to employment security, civil service, workmen's compensation, public employees' retirement, and other laws enacted for the protection and benefit of such state's employees.

(g) Designate as peace officers such persons as it deems necessary. Such persons shall have the powers and duties of peace officers in any park within the interstate park system.

(h) Acquire and hold either by grant, gift, purchase, lease or exchange, and when not inconsistent with the purposes set forth in Article I, sell or convey, all legal and equitable title to or in any property, tangible or intangible, and either real, personal or mixed, to be used or held as a part of, in connection with, or for the purposes set forth in Article I. The commission's cost of acquisition shall not exceed the fair market value as determined by a qualified appraiser or appraisers.

(i) Perform all functions required of it by this compact and do all things necessary, proper or convenient to the full and complete performance of the powers and duties hereunder, either independently or in cooperation with any state, federal or local agency or other entity or person. No discrimination shall be made because of race, religious creed, color or ancestry with respect to personnel referred to in subdivisions (e) or (f), or with respect to any use of the property described in Article II. The commission shall be deemed to be performing governmental functions in the performance of its duties hereunder, and shall have full governmental immunity.

2. The commission shall, as soon as possible, prepare and adopt a comprehensive master plan for the interstate park system described in Article I for the area described in Article II. The commission shall seek to co-ordinate or integrate its plan as appropriate, with any regional or area-wide plan involving the comprehensive development of the Lake Tahoe region prepared by any public body with such regional or area-wide planning jurisdiction.

3. The commission shall submit an annual report to the Governor, Legislature and Commission on Interstate Co-operation of each party state.

4. The officers, employees, peace officers, departments and boards of each party state are authorized to do all things falling within their respective jurisdiction necessary or incidental to the carrying out of the compact in every particular.

5. The commission may institute proceedings in either party state, and the courts of the party states shall have jurisdiction to enforce, as against any person, public agency, institution, firm or corporation, any and all of the provisions of this compact and the rules and regulations adopted pursuant thereto. Either party state may institute and maintain any action or proceedings, legal or equitable, as against the other party state in any federal court of competent jurisdiction for the protection of any right under this compact or the enforcement of any of its provisions.

6. The commission may designate property required by it for park purposes within the area described in Article II, and by resolution request the appropriate state authority to institute condemnation proceedings in accordance with the laws of the state where such property is located. In any action instituted by any state agency pursuant to such request, a determination by the commission that such property is required for the purposes of this compact shall be conclusive evidence:

- (a) Of the public necessity of such proposed public improvement.
- (b) That such real property or interest therein is necessary therefor.
- (c) That such proposed public improvement is planned or located in a manner which will be most compatible with the greatest public good and the least private injury.

ARTICLE VI

The costs of carrying out the purposes set forth in Article I may be defrayed by funds from appropriations, grants, gifts, the use of money received as fees and charges for the use of such parks and facilities, or by a combination of such sources of funds. The commission may charge for admission to the parks within the interstate park system, or make other charges deemed appropriate by it and shall have the use of funds so received for interstate park system purposes. Construction of or repairs to improvements and facilities in a part lying within the interstate park system shall be made in compliance with the laws and rules and regulations of the party state wherein such part is situated.

ARTICLE VII

No gambling in any park within the interstate park system shall be authorized.

ARTICLE VIII

The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under the bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited annually by a certified public accountant licensed in one of the party states, and the report of the audit shall be included in and become a part of the annual report of the commission. Records of all receipts and disbursements and minutes and proceedings of public meetings of the commission shall be open to inspection by the public during regular office hours.

ARTICLE IX

The commission shall submit to the Governor of each party state for presentation to the respective legislatures, a budget of its estimated expenditures for such periods as may be required. Each budget so submitted shall contain specific recommendations of the amount or amounts to be appropriated by each party state.

The commission shall not pledge the credit of either state except as authorized by that state. The commission shall not incur any obligations prior to the availability of funds adequate to meet the same.

ARTICLE X

When the commission determines that suitable lands within the boundaries outlined in Article II, and not within the state park system of either party state as of the effective date of this compact, are available to the commission for park purposes, and that funds are available to the commission for the operation of a park system including said lands, the commission shall so declare by formal resolution identifying said lands and declaring their availability to the commission. Upon the filing of such

resolution with the Governors of both states, title or other interest to or in any property, tangible or intangible and whether real, personal or mixed, lying within the boundaries outlined in Article II used or held as a part of, in connection with, or for the purposes of the park or parks which constitute a part of the state park system of either party state and which is under the jurisdiction, management or control of the state park commission of the respective party states, or connected with the maintenance or control thereof, insofar as the same shall have heretofore been vested in either of such states, is thereby transferred to and vested in the commission, subject to such liens, easements, permits, and other contracts relating thereto or in respect thereof as may now lawfully exist. All such legal and equitable title shall thereafter reside in the commission without further act or deed or transfer. All legal and equitable title to or in any property, tangible or intangible and whether real, personal, or mixed acquired pursuant to the provisions of sub-paragraph (h) of Article V shall also reside in the commission.

All lands the title to which is held by the commission shall be and continue to be under the jurisdiction of the commission and shall be used for the purposes set forth in Article I; provided, however, that the commission shall have the power to grant leases, easements, licenses, permits and other rights over or to any lands held by it when in the opinion of the commission the same are not inconsistent with the purposes set forth in Article I.

ARTICLE XI

To the extent that legal or equitable title to any property resides in the commission, no taxing provisions of either party state shall be applicable to such property interest.

ARTICLE XII

Except as permitted by federal law, nothing in the compact shall be construed to impair or affect any rights, powers or jurisdiction of the United States of America or those acting by or under its authority in, over or to any lands within the area described in Article II or to subject any property of the United States, its agencies or instrumentalities to taxes by either party state or subdivision thereof.

ARTICLE XIII

This compact may be amended, modified or terminated at any time by the mutual consent of the legislatures of both party states. Provided, however, that the legislature of either state may terminate said compact if within five years from the date of this compact, the commission has not filed the declaration provided for by Article X.

In the event that this compact is terminated by mutual consent all property acquired by the commission shall immediately revert to the state in which it is located and shall be maintained by the state of situs for park purposes, and residents of each party state shall enjoy like privileges of use therein.

ARTICLE XIV

Neither the State of California nor the State of Nevada shall be liable for any torts of the Commission, its members, officers, or employees, except as provided by the laws of such state, but each member, officer, and employee of the commission shall, with respect to any tort committed by him in the exercise of his duties or in the course of his employment as such member, officer or employee, be deemed to be an officer or employee of the state where such tort was committed, and any liability arising from such tort shall be governed by the laws of such state.

ARTICLE XV

This compact shall become operative when ratified by the legislatures of each party state.

ARTICLE XVI

If any clause, sentence, paragraph or part of this compact or the application thereof to any person or circumstance, shall, for any reason, be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this compact and the application thereof to other persons or circumstances, but shall be confined in its operation to the clause, sentence, paragraph or part thereof directly involved in the controversy in which such judgment shall have been rendered and to the person or circumstances involved."

Amendment No. 3

On page 5, strike out lines 20 to 51, inclusive; and strike out all of pages 6 to 10, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 362

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

MOTION TO AMEND SENATE BILL NO. 362

Senator Farr moved that Senate Bill No. 362 be amended and re-referred to Committee on Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 362—An act to add Section 1509.95 to the Military and Veterans Code, and to amend Section 4011 of the Penal Code, relating to removal of prisoners in the event of disaster.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 1, of the printed bill, as amended in Senate March 4, 1963, strike out "said code", and insert "the Penal Code".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 244

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

STIERN, Chairman

MOTION TO AMEND SENATE BILL NO. 244

Senator Regan moved that Senate Bill No. 244 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 244—An act to add Section 18014 to the Health and Safety Code, relating to mobilehomes and mobilehome parks.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, after "regulations", insert " , which it determines are reasonably consistent with generally recognized fire protection standards, governing conditions".

Amendment No. 2

On page 1, line 5, strike out "or panic".

Amendment No. 3

On page 1, strike out lines 7 to 15, inclusive.

Amendment No. 4

On page 1, lines 16 and 17, strike out "or city and county shall", and insert "city and county, or fire protection district shall have the power to".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 516

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 516

Senator Farr moved that Senate Bill No. 516 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 516—An act to amend Sections 20016 and 21363.3 of the Government Code, relating to State Employees' Retirement.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Sections 20016 and 21363.3 of", and insert "add Section 21363.6 to".

Amendment No. 2

On page 1, strike out lines 1 through 20; and on page 2, strike out lines 1 through 18, and insert

"SECTION 1. Section 21363.6 is added to the Government Code, to read:
21363.6. The special death benefit is also payable if the deceased was the Administrator of the Youth and Adult Corrections Agency, or was a state member appointed by the Administrator of the Youth and Adult Corrections Agency, the Youth Authority, the Board of Trustees of the California Institution for Women, the Board of Corrections, or was a member of the Board of Corrections or the Youth Authority not already classified as a prison member, provided that his death occurred as a result of misconduct of an inmate of a state prison, correctional school or facility of the Department of Corrections or the Youth Authority, occurring either at such an institution or during a transfer of an inmate between such institutions. The special death benefit provided by this section is not payable unless the death of the member arose out of and was in the course of his official duties as determined by the Industrial Accident Commission, using the same procedure as in workmen's compensation hearings; and unless there is a child or wife who qualifies under subdivision (b) of Section 21364."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

ASSEMBLY CHAMBER, March 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 276

Senate Bill No. 412

Senate Bill No. 278

Senate Bill No. 430

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 276

Senator Collier moved that Senate Bill No. 276 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 276—An act to add Article 4 (commencing with Section 26520) to Chapter 3 of Division 12 of the Vehicle Code, relating to vacuum brakes on vehicles.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, of the printed bill, after line 11, insert

"This section shall not apply to a two-axle motor truck operated singly."

Amendment No. 2

On page 1, after line 19, insert

"This section shall not apply to a two-axle motor truck operated singly."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 278

Senator Collier moved that Senate Bill No. 278 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 278—An act to amend Sections 26304, 26450 and 26451 of, and to add Section 26311 to, the Vehicle Code, relating to brakes on vehicles.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out: ", or a device producing stopping efficiency at least equal to the service brake systems,".

Amendment No. 2

On page 2, after line 3, insert

"(4) Any two-axle truck tractor manufactured prior to 1964."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 412

Senator Collier moved that Senate Bill No. 412 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 412—An act to amend Section 188.3 of the Streets and Highways Code, relating to the State Highway Fund.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, after "188", insert ", provided that expenditures for the maintenance of landscaping and functional planning shall be limited to seven million, five hundred thousand dollars (\$7,500,000) annually".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 430

Senator Collier moved that Senate Bill No. 430 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 430—An act to amend Sections 8000 and 9260 of the Vehicle Code, relating to reciprocity permits.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in the Senate March 12, 1963, after "require", strike out the comma.

Amendment No. 2

On page 1, line 14, strike out "the".

Amendment No. 3

On page 1, lines 14 and 15, strike out "provided in Section 8005 hereof,".

Amendment No. 4

On page 1, line 16, strike out "such".

Amendment No. 5

On page 1, line 16, after "arrangements", insert "for proportionate registration under Section 8151".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Commerce on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 325

Senate Bill No. 98

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 325

Senator Rees moved that Senate Bill No. 325 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 325—An act to amend and renumber Section 27156 of, and to add Section 27156 and Chapter 5 (commencing with Section 11900) to Division 5 of the Vehicle Code, relating to motor vehicle pollution control devices.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 1, of the printed bill, strike out "Motor Vehicle Pollution Control Board", and insert "department".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 98

Senator Gibson moved that Senate Bill No. 98 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 98—An act to add Section 21962 to the Vehicle Code, relating to traffic control.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 7, inclusive, and insert "21962. The governing board of any school district in order to provide adequate protection to students going to and from schools may enter into an agreement with a

county or city to contribute to the cost of employing persons as adult traffic control personnel whose function will be to assist students to cross streets and highways and to avoid traffic hazards. The governing board of the school district may expend school district funds to carry out these provisions.

A school district may enter into such an agreement only with respect to contributing to the cost of employing adult traffic control personnel at a crosswalk or intersection at which the county or city is not required by this section to furnish adult traffic control personnel. A city or county must employ adult traffic control personnel at any crosswalk or intersection at which all of the following conditions apply:

(a) At least 20 elementary school children per day are crossing at the crosswalk or intersection on the way to or from school.

(b) No alternate route for the students is available as determined by the law enforcement agency responsible for traffic control at such crosswalk or intersection.

(c) No crosswalk or intersection with an official traffic control signal or stop sign or pedestrian tunnel or overpass is available for the students within 600 feet of the crosswalk or intersection.

(d) The intersection or crosswalk meets one of the following conditions set forth in 1, 2, or 3 below:

1. Intersections and crosswalks without official traffic control device and one of the following conditions apply:

a. Where the vehicular traffic volume is at least 300 per hour.

b. Where the vehicular traffic volume is at least 275 per hour when the street is 75 feet in width or wider and the posted speed is 35 to 45 miles per hour.

c. Where the vehicular traffic volume is at least 250 per hour and the legal speed is 50 miles per hour or more.

d. Where physical terrain impairs sight distance beyond a reasonable motor vehicle stopping distance.

2. Intersections and crosswalks with only a stop sign and at which the vehicular traffic volume on a four-lane highway is at least 500 per hour through the crosswalk where elementary school children must cross.

3. Intersections and crosswalks with official traffic control signal and the uncontrolled vehicular turning movement through the crosswalk where elementary school children must pass exceeds 300 per hour while crossing with the green or "go" signal."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Insurance and Financial Institutions

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 160

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 160

Senator Collier moved that Senate Bill No. 160 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 160—An act to amend Section 12396 of the Insurance Code, relating to underwritten title companies.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in Senate March 12, 1963, after "bond", insert "on file with the commissioner".

Amendment No. 2

On page 3, line 14, strike out "earned by", and insert "received on".

Amendment No. 3

On page 3, line 26, after "has", insert "willfully".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 417

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 417

Senator Rodda moved that Senate Bill No. 417 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 417—An act to amend Sections 759, 760, 761, 762, 763, 764, 765, 766, 1537, 7151, 8504, 8553, 8704, 8802, 11751, 11753, 11904, 12902, 13132, 13172, 13175, 13176, 13187.1, 13197, 13278, 13279, 13286, 13287, 13289, 13293, 13294, 13295, 13296, 13297, 13298, 13299, 13300, and 16625 of, to amend the heading of Chapter 2 (commencing with Section 13101) of Division 10 of, to amend the heading of Article 1 (commencing with Section 13101) of Chapter 2 of Division 10 of, to amend and renumber Section 13148 of, to repeal Sections 13131, 13134, 13135, 13136, 13137, 13138, 13139, 13140, 13141, 13142, 13143, 13144, 13145, 13147, 13152, 13153, 13154, 13155, 13156, 13179, 13180, 13253, 13280, 13282, 13330, and 13514 of, and to repeal Sections 13188, 13193, and 13194 (all as added by Chapter 1787 of the Statutes of 1961) of, the Education Code, relating to the public schools, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "13197," insert "13197.6,".

Amendment No. 2

On page 12, line 21, after "law", strike out "and regulations in effect", and insert "both in effect and operative,".

Amendment No. 3

On page 12, line 22, after "1963", insert "and regulations in effect, on June 30, 1963".

Amendment No. 4

On page 14, strike out lines 28 to 32, inclusive, and insert

"(h) Subject to the provisions of Education Code Section 13172, the State Board of Education may renew, in accordance with the regulations in effect prior to July 1, 1963, a credential issued prior to July 1, 1963, and a credential issued under subdivision (c) of this section."

Amendment No. 5

On page 14, line 34, after "law", insert ", both in effect and operative,".

Amendment No. 6

On page 14, line 35, after "effect", insert ", immediately".

Amendment No. 7

On page 14, line 37, after "who", insert ", on November 1, 1963,".

Amendment No. 8

On page 14, line 38, strike out "was,".

Amendment No. 9

On page 14, line 38, after "1963," insert "is".

Amendment No. 10

On page 14, lines 44 and 45, strike out "the expiration of five years from".

Amendment No. 11

On page 14, line 46, strike out "1961", and insert "1966".

Amendment No. 12

On page 14, line 47, after "prior", insert "regular".

Amendment No. 13

On page 14, line 48, strike out "was", and insert "on November 1, 1963, is".

Amendment No. 14

On page 14, line 51, after "who", insert ", on November 1, 1963,".

Amendment No. 15

On page 15, line 4, after "prior", insert "regular".

Amendment No. 16

On page 15, between lines 21 and 22, insert

"Sec. 52. Section 13197.6 of said code is amended to read:

13197.6. Except as otherwise specifically required in this article, the State Board of Education shall establish regulations pertaining to the expiration dates of initially issued and renewed credentials. Any standard teaching credential with a specialization in elementary teaching, secondary teaching, or junior college teaching, standard designated subjects teaching credential, standard designated services credential with a specialization in pupil personnel services, standard designated services credential with a specialization in health, standard supervision credential, and standard administration credential issued pursuant to this article shall be valid during the life of the person to whom issued unless sooner suspended or revoked, except that a credential issued pursuant to Section 13197.3 shall be valid for the period designated by the State Board of Education in accordance with such section.

A standard teaching credential with a specialization in junior college teaching issued pursuant to Chapter 1787, Statutes of 1961, shall be valid during the life of the person to whom issued unless sooner suspended or revoked."

Amendment No. 17

On page 15, line 22, strike out "52", and insert "53".

Amendment No. 18

On page 15, line 34, strike out "53", and insert "54".

Amendment No. 19

On page 15, line 42, strike out "54", and insert "55".

Amendment No. 20

On page 15, line 48, strike out "55", and insert "56".

Amendment No. 21

On page 16, line 1, strike out "56", and insert "57".

Amendment No. 22

On page 16, line 5, strike out "57", and insert "58".

Amendment No. 23

On page 16, line 12, strike out "58", and insert "59".

Amendment No. 23.5

On page 16, line 21, strike out "59", and insert "60".

Amendment No. 24

On page 16, line 32, strike out "60", and insert "61".

Amendment No. 25

On page 16, line 36, strike out "61", and insert "62".

Amendment No. 26

On page 16, line 42, strike out "62", and insert "63".

Amendment No. 27

On page 16, line 48, strike out "63", and insert "64".

Amendment No. 28

On page 17, line 3, strike out "64", and insert "65".

Amendment No. 29

On page 17, line 10, strike out "65", and insert "66".

Amendment No. 30

On page 17, line 15, strike out "66", and insert "67".

Amendment No. 31

On page 17, line 20, strike out "67", and insert "68".

Amendment No. 32

On page 17, line 24, strike out the first "of", and insert "for".

Amendment No. 33

On page 17, line 31, strike out "68", and insert "69".

Amendment No. 34

On page 17, line 38, strike out "69", and insert "70".

Amendment No. 35

On page 18, line 1, strike out "70", and insert "71".

Amendment No. 36

On page 18, line 25, strike out "71", and insert "72".

Amendment No. 37

On page 18, line 26, strike out "72", and insert "73".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 385

Senate Bill No. 649

Senate Bill No. 684

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 385

Senator Regan moved that Senate Bill No. 385 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 385—An act to amend Section 11166.12 of the Health and Safety Code, relating to triplicate narcotic prescription requirements.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 10, of the printed bill, after "solid", insert "or liquid".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 649

Senator Bradley moved that Senate Bill No. 649 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 649—An act to amend Section 70 of the Civil Code, to add Sections 70.5 and 70.6 to the Civil Code, to add Sections 27220 and 27377 to the Government Code, to repeal Section 94.5 of the Penal Code and Sections 69507 and 72006 of the Government Code, relating to marriages.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, after "recorder", insert "of a county with a municipal court judicial district".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 684

Senator Short moved that Senate Bill No. 684 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 684—An act to amend Section 40003 of the Vehicle Code, relating to prosecution of employees.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, after "code", insert ", or regulations promulgated pursuant to this code,".

Amendment No. 2

On page 1, line 4, after "to", insert "the".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

RESOLUTIONS

The following resolutions were offered:

By Senator Rees:

Senate Resolution No. 88

Memorializing Congressman Clyde Doyle

WHEREAS, The Members of the Legislature were greatly shocked and saddened to learn of the passing on March 14, 1963, of one of California's greatest patriots, veteran Congressman Clyde Doyle, Representative in Congress of the 23rd California District; and

WHEREAS, Clyde Doyle was born on July 11, 1887, in Oakland, attended schools in Oakland and Seattle, and graduated from the Long Beach High School in 1909 and the University of Southern California College of Law in 1917; and

WHEREAS, Shortly thereafter, he entered the practice of law in Long Beach and embarked upon his lifelong career of service in the public interest as a member of the city's board of freeholders which drew up the charter for the expanding city; and

WHEREAS, Over the years, he served as the charter president of the Long Beach Kiwanis Club, first president of the Long Beach Boy Scout Council, counsel for and trustee of the Adelaide Tichenor Hospital School for Crippled Children, director of the Y.M.C.A., trustee of the California Junior Republic, and as member and officer of a score of other charitable and civic organizations; and

WHEREAS, In 1936, he received a meritorious citizenship award from the Inter-Allied Council of Service Clubs in Long Beach. He was also the recipient of meritorious awards from the Veterans of Foreign Wars, American Legion, American Veterans of World War II and Korea (AMVETS), and the Disabled American Veterans; and

WHEREAS, He was a member in 1941 of the State Board of Education, an advisory member of the National Recreational Association, a trustee of the California Conference of Bar Delegates, and an executive board member of the California Conference on Social Work; and

WHEREAS, He was first elected to Congress in 1944, and since 1948 has served for seven successive terms, achieving a well-earned reputation as an honest, hard-working dedicated representative of the people; and

WHEREAS, Governor Edmund G. Brown, on hearing of his passing said, "I valued his friendship, and his death saddens me personally as I am sure it does the people of the district whose interests he guarded so diligently during his years in public service"; and

WHEREAS, President John F. Kennedy also spoke very highly of Congressman Clyde Doyle saying, "During my years of association with him as a Member of the House of Representatives and as President, I respected his dedication to duty and admired his love and compassion for mankind. His death is a great loss to our country and the area he represented so well"; now, therefore, be it

Resolved by the Senate of the State of California, That the Members hereby join with the many friends and colleagues of Congressman Clyde Doyle in expressing their deep regret at his passing, and extending their heartfelt sympathy to his bereaved family; and, be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the widow of Congressman Doyle, his daughter, Mrs. Dorothy Stanton, and his grandchildren, Dan Doyle Stanton and Clyde Douglas Stanton.

Resolution read, and unanimously adopted on motion of Senator Rees.

By Senator Collier :

Senate Resolution No. 89
Relative to forest fire hazards

WHEREAS, Data collected in the State's March snow survey indicated that water supply conditions during the spring and summer of this year will be seriously short in many of the forest areas of California; and

WHEREAS, While recent storms have resulted in some snowpack in areas where there was none previously, snowpack conditions are still far below normal; and

WHEREAS, It would, therefore, appear that the State will be faced with an extremely critical threat of forest fires this year; and

WHEREAS, Thus, in order to protect and preserve the forest areas which are so important not only for recreational uses, but also to the entire economy of the State, it is imperative that immediate action be taken by public and private agencies using or having jurisdiction over forest areas to formulate plans for the control and use of the forests designed to diminish the expected forest fire hazard; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate requests the State Division of Forestry, the United States Forest Service and all other public and private agencies which use or have jurisdiction over forest areas in California to take action immediately to formulate plans for the control and use of the forests which are designed to diminish the expected forest fire hazard; and be it further

Resolved, That the Secretary of the Senate is directed to send copies of this resolution to the Administrator of the United States Forest Service and to the Chief of the State Division of Forestry.

Resolution read, and referred to Committee on Water Resources.

By Senators Farr and Regan :

Senate Resolution No. 90
Relating to an interim study of mechanics' liens

WHEREAS, The Conference of State Bar Delegates appointed a committee to study the California laws dealing with liens of mechanics and materialmen at its 1958 Conference; and

WHEREAS, The study continued during 1959, 1960, 1961 and 1962; and

WHEREAS, A comprehensive report was submitted to the State Bar by the Conference Committee appointed in 1962 which report runs several hundred pages in length and from which it becomes obvious that further study at the State Bar level would accomplish nothing to bring clarity to the now confusing lien laws; and

WHEREAS, It seems apparent that public hearings must be held to resolve differences which now exist between various segments of the building industry, lending institutions and other groups which should be heard before any comprehensive changes are made in the existing law; and

WHEREAS, It would appear that the subject matter of the State Bar committee should be referred to an interim committee of the Legislature for a thorough and comprehensive study of the lien laws; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Rules Committee is directed to assign to the appropriate interim committee the subject matter of this resolution for study of the problems referred to herein, and that such committee report thereon to the Senate by not later than the 30th calendar day of the 1965 Regular Session, including in the report its recommendation for appropriate legislation.

Resolution read, and referred to Committee on Judiciary.

By Senator Schrade :

Senate Resolution No. 91

Relative to congratulating the El Cajon Valley High School Braves Band

WHEREAS, The El Cajon Valley High School has traditionally been represented by outstanding, award-winning musical aggregations; and

WHEREAS, The El Cajon Valley High School Braves Band for 1962 has upheld this fine tradition by winning numerous honors and participating in many outstanding civic and musical events; and

WHEREAS, The students at the El Cajon Valley High School and the inhabitants of the El Cajon Valley area are rightfully proud of the Braves Band, as in 1962 it won the Sweepstakes and Highest Musical Score Awards at the Hawthorne Band Review and the Sweepstakes Award at the Long Beach All-Western Band Review; and

WHEREAS, The band also participated in the Pasadena Rose Parade, the Autumn Band Jamboree and Football Carnival at the Aztec Bowl, the U.C.L.A. Band Day, the Mother Goose Parade, the La Mesa Teen Parade, and the half-time shows at four of the school's home football games; now, therefore, be it

Resolved by the Senate of the State of California, That the members of the Senate do hereby congratulate the members of El Cajon Valley High School Braves Band for 1962 on their fine record and on the manner in which they have represented their school and their community and extend to them every good wish for the future; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to John S. Cornelius, the Principal of the El Cajon Valley High School.

Resolution read, and unanimously adopted on motion of Senator Schrader.

By Senators O'Sullivan, Arnold, Backstrand, Begovich, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, Petersen, Pittman, Quick, Rees, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams:

Senate Resolution No. 92

Relating to Freedom From Hunger Week

WHEREAS, The State of California is blessed with special soils and climate as a result of which we are able to produce an abundance of fruits, nuts, vegetables, rice, feed crops, cotton, milk, livestock, eggs, turkeys and chickens to the point that the State continues to lead all states in the volume and value of its agricultural products; and

WHEREAS, This State is a basic center for processing and shipping this abundance to every part of the world, not only through commercial channels, but through public and private agencies, to build the stamina and health of some three billion people whose diets are still at starvation or substandard levels in yet underdeveloped nations; and

WHEREAS, By contrast, the people of California enjoy an exceptionally high standard of living and are thus able to provide themselves with food in adequate supply; and

WHEREAS, The President of the United States, because of the concern of this nation for peoples throughout the world who are unable to obtain sufficient food to maintain health and increase economic growth, has declared the week of March 17th through March 23d as Freedom From Hunger Week, during which every American should consider his own good fortune in contrast to the peoples of the "have not" nations; and

WHEREAS, The Governor of the State of California on March 8th asked all Californians to join in this national dedication to and sharing of responsibility for alleviating world hunger; now, therefore, be it

Resolved by the Senate of the State of California, That the Members thereof concur with the proclamation of our President and Governor and request all people in our State to rededicate their minds and hearts to the inspiring possibility of working together to free the world from the scourge of hunger; and be it further

Resolved, That the Members of the Senate of the State of California support the action of our national government in acting as host to a World Food Congress to be held in Washington, D.C. on June 4th through 18th and will do everything within their power to co-operate in making this Congress truly indicative of the recognition by this State of its responsibilities in solving the problems of world hunger in a world and age blessed with the technological facilities to end for all time the spectacle of starvation and to clothe adequately all the peoples of this earth.

Resolution read, and referred to Committee on Rules.

MOTION TO APPROVE JOURNALS

Senator McCarthy moved that the Journals for Monday, March 11th; Tuesday, March 12th; Wednesday, March 13th; and Thursday, March 14th, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

MOTION TO EXCUSE SENATOR STURGEON

Senator McCarthy moved that Senator Sturgeon be excused to leave the State on legislative business on Wednesday, March 20th, until Sunday, March 24th, for the purpose of attending a meeting of the National Mental Health Advisory Commission in Bethesda, Maryland.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 39: By Senators Bradley, Murdy, and Rees (Coauthors: Assemblymen Moreno, Badham, and Stanton)—Relative to the Henry Ford Centennial.

Request for Unanimous Consent

Senator Bradley asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 39 at this time for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 39

Senate Concurrent Resolution No. 39—Relative to the Henry Ford Centennial.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

Senate Bill No. 137—An act to amend Sections 12880 and 12885 of the Water Code, relating to the Davis-Grunsky Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 2, line 16, of the printed bill, strike out "desirable", and insert "justified".

Amendment No. 2

On page 2, line 19, after the period, insert "The potential future growth and development of the area shall be taken into consideration in the calculation of the benefits for the determination of the economic justification of a proposed project. In the case of a grant for recreation or fish and wildlife enhancement, or both, the determination of economic justification of the proposed project may, in the department's discretion, be limited to a determination of the economic justification of the recreation and fish and wildlife enhancement functions of the project. Such factors as the public health, safety, and welfare shall be taken into consideration in determining the need for a proposed project."

Amendment No. 3

On page 2, line 28, after "project", insert "that involves the development of a new basic water supply".

Amendment No. 4

On page 2, line 32, after "wildlife", insert "; provided, that a grant for such part shall not exceed fifty percent (50%) of the construction cost".

Amendment No. 5

On page 2, line 33, strike out the third "the", and insert "any".

Amendment No. 6

On page 2, line 35, after "interest", insert "; provided, that a grant for such part shall not exceed fifty percent (50%) of the construction cost, and provided further, that the total grant under paragraphs (1) and (2) of this subdivision for any one project shall not exceed seventy-five percent (75%) of the construction cost of the project".

Amendment No. 7

On page 2, line 40, strike out "onshore facilities", and insert "initial basic access, water supply, and sanitary facilities which are needed for public recreational use of each proposed dam and reservoir of the proposed project. A grant for the purpose specified in this paragraph (3) shall not be subject to the limitation contained in Section 12885 on grants for the purposes specified in paragraphs (1) and (2) of this subdivision and shall not be included in computing the total amount which may be granted to a public agency in connection with a project for such purposes. A grant for the purpose specified in this paragraph (3) shall not exceed one-half of the total amount granted to a public agency in connection with a project for the purposes specified in paragraphs (1) or (2), or both, of this subdivision".

Amendment No. 8

On page 3, lines 15 and 16, strike out "beyond the requirements of the", and insert "larger than one which a".

Amendment No. 9

On page 3, line 16, strike out "constructing the project", and insert "proposes to construct".

Amendment No. 10

On page 3, line 18, strike out "financing", and insert "so participating shall finance".

Amendment No. 11

On page 3, lines 19 and 20, strike out "in excess of the costs necessary to meet the requirements of the public agency", and insert "allocated to the State".

Amendment No. 12

On page 3, line 23, strike out "The State shall pay the cost of acquiring".

Amendment No. 13

On page 3, strike out lines 24 through 26, and insert

"In participating in a project under this subdivision (f), the department may perform all or part of the planning, designing, construction, operation or maintenance of the project.

The department is authorized to participate under this subdivision (f) on behalf of the State in planning, designing, constructing, operating and maintaining projects that are primarily for domestic, municipal, agricultural, industrial, recreational or fish and wildlife enhancement purposes and in so participating shall finance those costs of such projects that are allocated to the State, on terms agreed upon with the public agencies, subject to the prior approval of the California Water Commission, and to expend for participation in the planning, designing, and construction of any one project an amount not exceeding four million dollars (\$4,000,000) from moneys available for such participation, including, but not limited to, the moneys appropriated by the California Water Resources Development Bond Act (Chapter 8 (commencing with Section 12930) of Part 6 of Division 6 of the Water Code) for provision for water development facilities for local areas as provided in this Chapter 5. Expenditures by the department in excess of four million dollars (\$4,000,000) for the planning, designing, and construction of any one project may be made only upon specific authorization of the Legislature.

The department is authorized to make loans and grants to public agencies pursuant to the provisions of this chapter for projects in which the department participates under this subdivision (f)."

Amendment No. 14

On page 3, line 36, strike out "desirability", and insert "justification".

Amendment No. 15

On page 3, strike out lines 44 to 47, inclusive.

Amendment No. 16

On page 5, line 27, strike out "Before", and insert "Except in the case of a grant to a public agency where the applicable law contains provisions for the election of the members of the governing body of the agency or where a county board of supervisors acts as the governing body of the agency, before".

Amendment No. 17

On page 5, line 28, after "loan", insert "or a grant".

Amendment No. 18

On page 6, line 35, strike out "one million dollars (\$1,000,000)", and insert "five hundred thousand dollars (\$500,000)".

Amendment No. 19

On page 6, line 35, after "project", insert "for the purposes specified in paragraphs (1) and (2) of subdivision (c) of Section 12880 and, in addition, in amounts as authorized by paragraph (3) of subdivision (c) of Section 12880".

Amendment No. 20

On page 6, lines 39 and 40, strike out "one million dollars (\$1,000,000)", and insert "five hundred thousand dollars (\$500,000)".

Amendment No. 21

On page 6, line 40, after "project", insert "for the purposes authorized by paragraphs (1) and (2) of subdivision (c) of Section 12880".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

THIRD READING OF SENATE BILLS

Senate Bill No. 242—An act to amend Section 12755 of the Health and Safety Code, relating to fireworks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, O'Sullivan, Petersen, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 69—An act to amend Section 10801 of the Education Code, relating to interdistrict school attendance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 120—An act to amend Section 2922 of the Revenue and Taxation Code, relating to unsecured property taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtcer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Way and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator McCarthy Presiding

At 4 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 113—An act to add Section 39561.5 to, and to amend Section 39581 of, the Government Code, relating to weed abatement, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 473—An act to add Section 23116 to the Vehicle Code, relating to unlawful evasion of arrest.

Bill read third time.

Motion to Re-refer Senate Bill No. 473

Senator Schrade moved that Senate Bill No. 473 be re-referred to Committee on Judiciary.

Motion carried.

Senate Bill No. 165—An act to add Chapter 3.5 (commencing with Section 55920) to Part 5, Division 16 of the Water Code, relating to county water-works districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees,

Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 250—An act to amend Section 20501 of the Education Code, relating to school district financial statements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Symons Presiding

At 4:14 p.m., Senator William Symons, Jr., of the 28th Senatorial District, presiding.

Senate Bill No. 453—An act to amend Section 28118 of the Government Code, relating to salaries of county officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 397—An act to amend Section 13187.1 of the Education Code, relating to the licensing of school personnel, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 398—An act to amend Sections 13189, 13191, and 13193 (as added by Chapter 848 of the Statutes of 1961) of the Education Code, relating to credentials for teachers in the public schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 414—An act to amend Section 13146 of the Education Code, relating to credentials for public school teachers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 569—An act conveying in trust certain tidelands and submerged lands lying under the water of the Pacific Ocean to the City of Oceanside in furtherance of navigation, commerce and fisheries upon certain trusts and conditions, and providing for the government, management, use and control thereof, and reserving rights to the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Lagomarsino, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 8—Relative to the economic development of California tide and submerged lands.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Lagomarsino, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 191—An act to amend Sections 251, 14660, 14662, 14665, 14666, 14667, and 18201 of the Elections Code, relating to absent voter ballots.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 507—An act to add Section 253 to the Insurance Code, relating to claims of spouses.

Bill read third time.

Motion to Re-refer Senate Bill No. 507

Senator Rattigan moved that Senate Bill No. 507 be re-referred to Committee on Judiciary.

Previous Question

Senator Collier moved the previous question.

Motion carried.

The President put the question.

The question being on the motion to re-refer Senate Bill No. 507 to the Committee on Judiciary.

Motion lost.

The President announced that Senate Bill No. 507 was before the Senate.

The roll was called, and the bill passed by the following vote:

AYES—Senators Bradley, Cameron, Christensen, Collier, Dolwig, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Petersen, Pittman, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, and Weingand—21.

NOES—Senators Arnold, Begovich, Cobey, Donnelly, Farr, Nisbet, O'Sullivan, Quick, Rattigan, and Williams—10.

Bill ordered transmitted to the Assembly.

Senate Bill No. 523—An act to repeal Section 141 of the Welfare and Institutions Code, relating to welfare payments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 584—An act relating to the acquisition and improvement of real property in the City of Sacramento, making an appropriation and declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Assembly Bill No. 584

Senator McCarthy moved that Assembly Bill No. 584 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 201—An act to amend Section 36 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Objection Raised

Senator Murdy objected to Senate Bill No. 201 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule 22.2, ordered Senate Bill No. 201 to the second reading file.

Senate Bill No. 123—An act to amend Section 440 of the Probate Code, relating to petition for letters of administration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 177—An act to add Section 410 to, and to amend Section 512 of, the Probate Code, relating to administrators with the will annexed.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 279—An act to amend Sections 2251, 8153, 8163, 9261, 12505, 16376, 21359, 22359, 22361, 34011, 35104, 35411, and 35415 of the Vehicle Code, and to amend Section 12155 of the Insurance Code, and to amend Section 1696.3 of the Labor Code, relating to vehicles, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 283—An act to amend Section 280 of the Vehicle Code, relating to darkness.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 527—An act to amend Section 16855 of the Education Code, relating to school buses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 401—An act to amend Sections 336.1, 337.8, 339.1, 339.6, and 349 of, and to add Section 337.65 to, the Agricultural Code, relating to cattle protection.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 494—An act to amend Section 830.3 of the Agricultural Code, relating to fruits, nuts, and vegetables.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 89—An act to amend Section 26101 of the Water Code, relating to irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy,

Nisbet, O'Sullivan, Peterson, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 29—Relative to issuing additional sets of motor vehicle license plates and tabs to each Member of the Congress from the State of California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 301—An act to amend Section 24386 of, and to add Section 24381 to, the Health and Safety Code, relating to motor vehicle air pollution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 337—An act to amend Section 4148 of the Agricultural Code, relating to the marketing of dairy products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 416—An act to amend Section 637.5 of, and to add Section 637.6 to, the Agricultural Code, relating to yogurt.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 974: By Senator Burns (Coauthor: Assemblyman Bee)—An act to add Section 25509 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 975: By Senator Gibson—An act to amend Section 7113.5 of the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Senate Bill No. 976: By Senator Gibson—An act to amend Section 2609 of the Business and Professions Code, relating to physical therapists.

Referred to Committee on Public Health and Safety.

Senate Bill No. 977: By Senator McCarthy—An act declaring certain tide and submerged lands conveyed to the County of Marin by Chapter 497 of the Statutes of 1959 to be free from the public trust for navigation, commerce, and fisheries, and from any trust, requirement or condition that such lands be used for street purposes and authorizing the sale of said lands by the State Lands Commission.

Referred to Committee on Local Government.

Senate Bill No. 978: By Senator Symons—An act to amend Sections 1631 and 2311 of the Welfare and Institutions Code, relating to licensing of institutions.

Referred to Committee on Social Welfare.

Senate Bill No. 979: By Senator Geddes—An act to add Section 31703.3 to the Water Code, relating to taxation within the Circle Oaks County Water District.

Referred to Committee on Local Government.

Senate Bill No. 980: By Senator Dolwig—An act to amend Section 529 of the Streets and Highways Code, relating to road routes.

Referred to Committee on Transportation.

Senate Bill No. 981: By Senator Dolwig—An act to amend Section 17053 of the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 982: By Senators Dolwig and McCarthy—An act to repeal Section 172e of the Penal Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 983: By Senator Regan—An act to amend Sections 26300 and 26306 of the Water Code, relating to irrigation district assessments.

Referred to Committee on Local Government.

Senate Bill No. 984: By Senator Regan—An act to amend Section 19630 of the Business and Professions Code, relating to fairs and expositions.

Referred to Committee on Agriculture.

Senate Bill No. 985: By Senator Regan—An act to repeal Sections 693, 694, and 695 of, and to add Sections 715.5, 715.6, 715.7, and 715.8 to the Civil Code, relating to the rule against remoteness in vesting of interests in property.

Referred to Committee on Judiciary.

Senate Bill No. 986: By Senator Begovich—An act to amend Section 1012 of the Military and Veterans Code, relating to veterans' institutions.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 987: By Senator Dolwig—An act to add Chapter 11.5 (commencing with Section 7500) to Part 1, Division 2 of, and to amend Section 106 of, the Financial Code, relating to trust authority of savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 988: By Senator Short—An act to amend Section 948 of the Military and Veterans Code, relating to burial of veterans.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 989: By Senator Short—An act to amend Sections 16645.2, 16645.3, 16645.5, 16645.9 and 16645.11 of, and to add Sections 16645.12a and 16645.28 to, the Education Code, relating to child care centers.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 990: By Senator Christensen—An act to amend Section 8842 of the Fish and Game Code, relating to trawl nets.

Referred to Committee on Fish and Game.

Senate Bill No. 991: By Senator Christensen—An act to add Chapter 12.5 (commencing with Section 7800) to Division 3 of the Business and Professions Code, relating to the licensing and regulation of professional foresters, creating a State Board of Registration for Professional Foresters, prescribing its organization, powers and duties, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Joint Resolution No. 11: By Senator Regan—Relative to the Trinity River.

Referred to Committee on Water Resources.

ADJOURNMENT

At 5.26 p.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 3 p.m., Tuesday, March 19, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-FOURTH LEGISLATIVE DAY

FIFTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, March 19, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Look kindly upon Thy people, Heavenly Father. Forgive us if at times we have hardened our hearts against Thee, or walked stiff-necked in pride, or fallen through weakness. Be Thou our strength and our joy; for Thou art our God, and we are Thy people, this day and forever. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Miller, on motion of Senator Burns, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Sacramento Council of Parents and Teachers: Mrs. George Williams, president; Mrs. W. J. Hunt, Jr., legislation chairman; Mesdames Edward Silveira, Robert Larson, William Rose, A. M. Yeager, Orla L. Brown, C. A. Doody, Bert Johnson, Howard Follum, Kent DeChambeau, A. C. Leaf, Monroe English, Neeley Gardner, William Butler, and Mrs. V. T. Larson.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests: Fredrick Vail, Senior Counselor of Central California DeMolay Jurisdiction, Master Counselor of San Juan Chapter; Jim Sinclair, Past Master Counselor of San Juan; Miss Barbie Buzzini, Chapter Sweetheart; Gary Messick, Junior Counselor; Norm Blacksher, Steve Blacksher, Vernon Williams, Ray Williams, Robert Robbins, Craig Finis, and Larry Winn.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. I. E. Metcalf of Sacramento, Mrs. I. E. Metcalf of Sacramento, and Mrs. Vera Bayley of Spokane, Washington.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Raisin City Elementary School of Fresno: Mrs. Merian Smith, Mrs. Golda Gebbert, Mrs. Betty Baptista, Mrs. Ann Vespermann, Mr. Walter F. Hauss, and Miss Evelyn Hepner. *Students*—Joe Baptista, Elvi Blevins, Don Brown, Britt Carson, Larry Elliott, Ralph Fries, Larry Huffman, Robert Lane, Wesley Little, George Marshall, Cleo McCutcheon, Mark Delischkeger, Darrell Petersen, Mike Quinlan, Edgar Rank, Linda Belinger, Sarote Elliott, Glenda Farris, Patti Gaines, Dollie Hepner, Donna Lexton, Joan Lumpkin, Katherine Maggard, Janet Vespermann, and Diane Vick.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and Cadets of Palo Alto Military Academy of Palo Alto: Major Donald L. Nichols, in charge; Mr. Trevor Morgan, Captain Laurence J. Torellini. *Cadets*—Diki Ackerman, Stephen Anderson, Scott Brenneke, Richard Chamberlain, Ron Cheney, Alexis Daneman, Richard Dubbs, Kent Keenan, Tony Modica, Jim Nunnally, Scott Richards, Louis Rozzoni, and John Rudisill.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of St. Anthony's School of Atwater: Mrs. Lou Rakow, Mrs. Mary Freeland, and Sister M. Concepta. *Students*—Eugene Butler, Michael Castro, Thomas Cheever, Richard Coffrin, Kenneth Lobo, Joseph Nathanian, John Pryor, John Popp, Richard Rakow, Kevin Rose, James Ross, Charles Sumers, Michael Steele, Dennis Wolohan, Robert Worden, Charles Peres, Althea Abruzzi, Linda Belloli, Deborah Bradley, Victoria Casaday, Mary Collins, Carmen Dunaway, Helen Dzerzik, Charlene Le Grande, Anne M. Maloney, Constance Mestas, Katherine Murrell, Roselyn Sexton, Lois Sibley, Mary Sheehan, Baernadette Smith, and Patricia Trinidad.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Bida-Pershing Union School of Fresno: Mrs. Mildred Brown, district superintendent; Mr. Mike Pratt, teacher; and Mrs. Mayme Walsh, teacher. *Students*—Doreen Abaya, Maria Aguilar, James Austin, Angie Avila, Nellie Avila, Tommy Canero, Andy Cervantes, Lynne Cheeseman, John Dauer, Eddie Dobrinin, Gloria Duarte, Rosa

Duarte, Judy Foster, Tony Fuentes, Elizabeth Gonzales, Felix Hernandez, Sandra Hotzakorgian, Joyce Kornoff, Vivian LaPointe, Frank Lopez, Janet Lung, J. Wayne Maier, Richard Martinez, Betty Mascarenas, Tony Mendoza, Joe Padilla, Steve Porras, Enequina Ramirez, Josephine Ramirez, Roger Ramirez, Olga Rivera, Maria Rocha, Evangelina Romero, Ronnie Rudolf, John Smalling, Paul Soliz, Sandra Strobin, Carolyn Talley, Jamie Villanueva, and Linda Wulf.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests from Paradise Ministerial Association: H. K. Christman, A. G. Streifling, J. H. Meier, Father L. E. Franklin, president; Mrs. Charles Foulkes, Charles Foulkes, and Robert Walker.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Larry Chimbole of Palmdale.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. George A. Porter of Visalia.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and Girl Scouts of Saratoga School: Mrs. Baker McGinnis and Mrs. Howard Madsen. *Scouts*—Heidi Westfall, Karen Madsen, Jill Surmont, Lee Clark, Ty Hilgers, Kris Anderson, Caroline Kerl, Cassandra McGinnis, and Beth Crecelius.

On request of Senators McCarthy and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John C. McIlhose of Los Angeles, one of the best basketball players Stanford ever had.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harry Casey of King City.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Nancy Jewel of Sacramento, and Jean McHugh of El Cerrito.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert W. Parmele of Millbrae, and Mr. George Reppas of Hillsborough.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jean Tonks and John C. Hedlund, of Garden Grove.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Turlock Senior Citizens: Mr. William N. Graybiel, Mr. and Mrs. Lori Grove, Josephine Scott and Lucille Holliar, Mr. and Mrs. Carl Ehternkamp, Mr. and Mrs. Fred Newbill, Mr. and Mrs. W. S. Simeral, Mr. and Mrs. Peter Putnum, Mr. and Mrs. W. H. Schmidt, Mr. and Mrs. A. J. Plunkett, Mr. and Mrs. Orville Gray, Mr. and Mrs. Glen Tower, Mr. and Mrs. Lee Dodson, Mrs. Oleta Mayhew, Mrs. Tillie Brooks, Mrs. Lena

Kirk, Mrs. Anna Wolf, Mrs. Barbara Ladd, Mrs. Adell Graves, Mrs. Olive Periera, Marie Pereira, Sophia Smith, Ann Smith, Ruth Gleaves, Eric W. Edenhelm, Phillip Story, Iva Stoddard, and Olive McMullen.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Our Lady of Grace School of Castro Valley of Alameda County: Sister Josefina, C. a Ch.; Sister Francisca, C. a Ch.; Mrs. Heinemann, Mrs. Caporusso, and Mrs. Biggio. *Students*—Stephen Bentley, William Biggio, Raymond Boyce, Ralph Caporusso, Clifford Cotterill, John F. Cowie, Robert Dobbel, Larry Esperance, Daniel Fowler, Joseph Heinemann, Stephen Kakacek, James McCarthy, John Motta, Kent Nedderman, Lawrence Poynter, William Quaccia, Richard Riendeau, James Michael Ryan, Lynn Slater, Robert Thomas, Robert Von Holdt, Michael Ward, Patrick Ward, Barbara Beggs, Michele Boyle, Linda Correia, Patricia Dolim, Kathleen Emory, Joanne Faria, Dori Lou Filippini, Geraldine Joyce, Mary Kolda, Tresa La Marte, Cheryl Lewis, Patricia Mallon, Madeleine Martell, Theresa Morgan, Cathy Nagy, Kathleen Quigley, Patricia Rogers, Christine Salas, Terry Schantin, Linda Tochini, and Ellen Vanek.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Rucker School of Gilroy, Santa Clara County: *Adults*—Robert Medley, Helen Amaro, Grace Miller, Helen Harris, Betty Greer, Kathleen Buck, and Mila Cariglio. *Students*—Elias Campos, John Chavarria, Richard Estrada, Steven Green, Walter Henzi, Norman Kato, Larry Lawrence, Jesse Narvaez, David Velador, Lydia Amaro, Filipina Anacleto, Carol Buck, Antonette Cariglio, Gloria Carrillio, Carmen De La Rosa, Aldina Ferreira, Ramona Flores, Jacqueline Harris, Janet Miller, Patsy Segura, Carol Silva, Olivia Valdez, and Maureen Yago.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of San Ysidro School of Gilroy, Santa Clara County: *Adults*—Henry Stein and Bert Sanard. *Students*—David Orca, Stephen Dexter, Jimmy Armendariz, Frank Muraoka, Richard Subia, Eilene Coffman, Sara Velez, Aurora Silos, Virginia Silos, Robert Dexter, James Costa, Tommy Testerman, Esteban Garcia, and Efrain Duenas.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. A. B. Newby of Bakersfield.

On request of Senators Bradley and Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. W. W. Dearing of Tulare, and Mr. S. L. Morris of Tulare.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to The K-dets of the Palo Alto Military Academy, and Mr. David Kaye of San Jose.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Elizabeth McFeely D'Urso.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and Girl Scouts of Troop 415 from Saratoga: Mrs. M. Anderson, and Mrs. H. Madsen. *Scouts*—Kris Anderson, Tyra Hilgers, Leigh Clark, Caroline Kerl, Heidi Westfall, Beth Creelius, Jill Surmont, Cassandra McGinnis, and Karen Madsen.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John C. McHose of Los Angeles.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Frances McIntyre of Napa, and Mrs. Paul Young of Napa.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Vernon Hatch of Fullerton.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kenneth Smith of Ridgecrest.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ned Schneier of Claremont.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

THE RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES
SACRAMENTO, March 15, 1963

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: I am pleased to transmit for the information of the California State Senate Bulletin No. 21-61 of the Department of Water Resources entitled "Irrigation and Water Storage Districts in California, 1961," dated January 1963. This is the latest of a series of similar reports which have been published periodically since 1929.

Irrigation and water storage districts are required by law to submit reports of their operations to the Department of Water Resources. Irrigation districts and, in certain circumstances, other districts are also required to file similar reports with the California Districts Securities Commission. The statistical information in Bulletin No. 21-61 has been obtained from these reports. The present supplement contains information on the field operations of the districts for the year 1961.

Sincerely yours,

WILLIAM E. WARNE, Director

Letter of transmittal ordered printed in the Journal, and the Bulletin filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, March 15, 1963

Hon. J. A. Beek
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: Delivered herewith are five copies of the report on "A Plan for Scenic Highways in California," authorized by S.C.R. 39 (1961) and by S.C.R. 4 (1962).

We are also sending copies to each Senator and Assemblyman and to the appropriate Legislative Committees, that is, the Senate Fact-Finding Committee on

Transportation and Public Utilities, and the Assembly Interim Committee on Natural Resources, Planning and Public Works.

If you have need for more copies, they are available.

Respectfully,

ROBERT B. BRADFORD, Director of Public Works
By HARRY D. FREEMAN, Deputy Director

Encl.

Letter of transmittal ordered printed in the Journal, and the reports filed with the Secretary of the Senate.

OFFICE OF THE SECRETARY OF STATE
SACRAMENTO, March 12, 1963

Hon. Glenn M. Anderson
President of the Senate
Senate Chamber, Sacramento
and

Hon. Jesse M. Unruh
Speaker of the Assembly
Assembly Chamber, Sacramento

GENTLEMEN: Herewith is an attested copy of Senate Concurrent Resolution No. 13, adopted by the Legislature of the State of South Dakota relative to appointment of electors of the President and Vice President on a basis similar to the election of the Congress of the United States.

This transmittal is pursuant to the request of Hon. Niels P. Jensen, Secretary of the Senate, 416 So. Tyler Avenue, Pierre, South Dakota.

Sincerely,

FRANK M. JORDAN, Secretary of State
By WALTER C. STUTLER, Assistant Secretary of State

cc: Mr. N. P. Jensen

Senate Concurrent Resolution No. 13

Introduced by Committee on State Affairs and Public Institutions

A CONCURRENT RESOLUTION

A concurrent resolution, Requesting the Congress of the United States of America to propose an amendment to the Constitution of the United States to provide for the appointment of electors of the President and Vice President on a basis similar to the election of the Congress of the United States.

Be it resolved by the Senate of the State of South Dakota, the House of Representatives concurring therein:

WHEREAS, Under the Constitution of the United States election of the President and Vice President is by electors in the several states, appointed in each state as directed by its Legislature, with each state having an elector for each of its Senators and Representatives in Congress; and

WHEREAS, The Legislature in each state has directed that the appointment of its electors be by popular election on a statewide basis, a method that is not representative of the division of the voters within most of the states; and

WHEREAS, The whole body of electors (the Electoral College) is the exact counterpart of a joint session of the two houses of Congress in the representation of the states as units as well as the population of the states, and should be elected on a comparable basis so as to give the President and the whole Congress the same form of voting constituency; and

WHEREAS, The executive and legislative branches of the government of the United States rest upon nationwide constituencies so altogether different as to make Presidential U.S.A. and Congressional U.S.A. two different countries within one national boundary;

Now, therefore, be it resolved, That the Congress of the United States of America is respectfully requested to propose the article of amendment as proposed in Senate Joint Resolution No. 12, now pending in the United States Senate, as an amendment to the Constitution of the United States.

Be it further resolved, That duly attested copies of this resolution be transmitted immediately to the Senate and House of Representatives of the United States,

directed to the Secretary of each body; to the members of Congress from this state; and to each house of the Legislature of each of the other states.

Adopted by the Senate February 26, 1963.

Concurred in by the House of Representatives March 4, 1963.

PAUL E. BROWN
Speaker,
House of Representatives

ATTEST:

W. J. MATSON
Chief Clerk, House of Representatives

(SEAL)

NILS A. BOE
Lieutenant Governor,
President of the Senate

ATTEST:
NIELS P. JENSEN
Secretary of the Senate

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE
SACRAMENTO, March 1, 1963

*Hon. Members of the State Legislature
State Capitol, Sacramento*

GENTLEMEN: The Local Allocation Division of the Department of Finance submits herewith its 1962 Annual Report in accordance with the provisions of the State School Building Aid Laws and other public works programs administered by this division.

During 1962, the State Allocation Board approved applications for \$108 million to help finance new school facilities valued at \$185 million. Application volume is again increasing after a two-year decline, the rise so far being confined to the elementary level. Projects approved in 1962 will provide school capacity for 113,000 pupils, a 13 percent gain over the preceding year. School plant capacity financed with state aid since 1947 now totals 1,368,000 pupils.

Rapid growth in attendance and low assessed valuation per pupil continue to be the outstanding characteristics of districts receiving aid. It is estimated that requests for aid from this group will obligate the unencumbered balance of the 1960 and 1962 state school building bond authorizations by mid-1964.

Respectfully submitted,

HALE CHAMPION, Director of Finance
H. H. JAQUETH, Chief
Local Allocation Division

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

CITY OF LAWDALE
March 7, 1963

*The Honorable Glenn M. Anderson
Lieutenant Governor
State Capitol, Sacramento*

DEAR SIR: At the regular meeting of the Lawndale City Council, March 4th, a resolution was unanimously approved and adopted requesting the State Legislature to amend the Metropolitan Transit Authority Act to provide for local responsive representation.

By order of the city council, I am forwarding you a copy of this resolution.

Very truly yours,

GLEN LONGSHORE, City Administrator

Encl.

Letter of transmittal ordered printed in the Journal, and the resolution filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 19, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 35

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, March 19, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 25
Senate Bill No. 35
Senate Bill No. 105

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 19, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 44

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 44—Relative to the Civil War Centennial Commission.

Referred to Committee on Military and Veterans Affairs.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 19, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 114
Assembly Bill No. 179
Assembly Bill No. 218
Assembly Bill No. 375
Assembly Bill No. 406
Assembly Bill No. 667
Assembly Bill No. 725
Assembly Bill No. 726
Assembly Bill No. 766
Assembly Bill No. 768
Assembly Bill No. 796
Assembly Bill No. 848
Assembly Bill No. 860

Assembly Bill No. 889
Assembly Bill No. 912
Assembly Bill No. 914
Assembly Bill No. 916
Assembly Bill No. 918
Assembly Bill No. 921
Assembly Bill No. 922
Assembly Bill No. 932
Assembly Bill No. 943
Assembly Bill No. 944
Assembly Bill No. 965
Assembly Bill No. 1016
Assembly Bill No. 1071

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 114—An act to add Section 13552.5 to the Education Code, relating to leaves of absence for teachers elected to the Legislature.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 179—An act to add Section 223 to the Fish and Game Code, relating to deer.

Referred to Committee on Fish and Game.

Assembly Bill No. 218—An act to amend Sections 1607, 1625, 1632, 1650, 1671, and 1680 of, and to repeal Section 1674 of, the Business

and Professions Code, and to amend Section 10176 of the Insurance Code, relating to dentistry.

Referred to Committee on Business and Professions.

Assembly Bill No. 375—An act to amend Section 7700 of the Education Code, relating to instruction in the public schools.

Referred to Committee on Education.

Assembly Bill No. 406—An act to add Section 4305 to the Fish and Game Code, relating to deer.

Referred to Committee on Fish and Game.

Assembly Bill No. 667—An act to amend Section 25610 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 725—An act to amend Section 3200 of the Fish and Game Code, relating to raising, importing, and selling of domesticated game birds and mammals.

Referred to Committee on Fish and Game.

Assembly Bill No. 726—An act to amend Section 7150 of the Fish and Game Code, relating to fishing licenses.

Referred to Committee on Fish and Game.

Assembly Bill No. 766—An act to amend Section 36 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), relating to the establishment of zones of the flood control district in Pleasanton or Murray Townships.

Referred to Committee on Local Government.

Assembly Bill No. 768—An act to amend Section 37 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), relating to annexations.

Referred to Committee on Local Government.

Assembly Bill No. 796—An act to amend Section 3516 of the Fish and Game Code, relating to imported game birds.

Referred to Committee on Fish and Game.

Assembly Bill No. 848—An act to amend Section 938.1 of the Penal Code, relating to transcripts of grand jury proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 860—An act to add Section 2.3 to, and to amend Sections 4, 7, 8 and 13½ of, the Orange County Flood Control Act, Statutes of 1927, Chapter 723, relating to Orange County flood control.

Referred to Committee on Local Government.

Assembly Bill No. 889—An act to amend Section 24505 of the Public Utilities Code, relating to transit districts in Alameda or Contra Costa Counties.

Referred to Committee on Rules.

Assembly Bill No. 912—An act to amend Section 4650 of the Corporations Code, relating to involuntary winding up or dissolution of corporations.

Referred to Committee on Insurance and Finance Institutions.

Assembly Bill No. 914—An act to amend Sections 11750.3 and 11755 of the Insurance Code, relating to rating organizations.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 916—An act to add Section 3356 to the Health and Safety Code, relating to tuberculosis hospitals and sanatoriums.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 918—An act to amend Section 1194.95 of the Insurance Code, relating to investment of excess funds in electronic computer or data processing systems.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 921—An act to amend Sections 10163, 10163.5 and 10489.2 of the Insurance Code, relating to industrial life insurance mortality tables.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 922—An act to amend Section 1591 of the Insurance Code, relating to annual statements of alien insurers.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 932—An act to amend Section 19142 of the Government Code, relating to reinstatement to the state civil service.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 943—An act to add Section 9272.5 of the Public Resources Code, relating to soil conservation districts.

Referred to Committee on Natural Resources.

Assembly Bill No. 944—An act to amend Sections 9156, 9315, 9317.13, 9508, 9526, 9550, 9605, and 9713 of the Public Resources Code, relating to soil conservation.

Referred to Committee on Natural Resources.

Assembly Bill No. 965—An act to amend Section 14901 of the Financial Code, relating to credit unions.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1016—An act to amend Section 5050.7 of the Welfare and Institutions Code, relating to the mentally ill.

Referred to Committee on Institutions.

Assembly Bill No. 1071—An act to maintain the Code of Civil Procedure by amending Sections 89, 274a, and 1190.1 thereof, relating to procedures in civil actions and special proceedings of a civil nature.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Joint Resolution No. 9

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

COLLIER, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 430

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 455

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 276

Senate Bill No. 412

Senate Bill No. 277

Assembly Bill No. 76

Senate Bill No. 278

Assembly Bill No. 108

Senate Bill No. 321

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 641

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 317

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 4

Senate Bill No. 204

Senate Bill No. 613

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred: Assembly Bill No. 317

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred: Assembly Bill No. 10

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 207

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 207

Senator Burns moved that Senate Bill No. 207 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 207—An act to amend Sections 20023.1 and 31461.3 of the Government Code, relating to state and county employees' retirement.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "Except that"; and strike out lines 12 to 17, inclusive, and insert

"This subsection shall not deny the benefit of this section to any person retiring after October 1, 1963, who entered such membership prior to October 1, 1957, provided he entered the employment in which he became a member within 90 days of termination of employment in which he was a member of the other system, and he became a member within seven months of entry into such employment."

Amendment No. 2

On page 2, strike out lines 14 and 15; and on line 16 strike out "20023.1,".

Amendment No. 3

On page 2, line 29, strike out "their termination of membership in a retirement system.", and insert "termination of employment in which they were members of the other system."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 411

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 411

Senator Collier moved that Senate Bill No. 411 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 411—An act to amend Sections 12502, 12505 and 12805 of the Vehicle Code, relating to nonresident drivers and grounds requiring refusal of a driver's license.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 and 2 of the title, and insert "An act to amend Sections 12502, 12504, 12505, 12518, 12805 and 12809 of, and to add Section 246 to, the Vehicle Code, relating to certificates of compliance, the control of nonresident drivers and grounds".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 9, inclusive, and insert

"SECTION 1. Section 246 is added to the Vehicle Code, to read:

246. A "certificate of compliance" is a certificate issued by the department, upon filing "proof of ability to respond in damages" as defined in Section 16430, to a nonresident minor who holds a valid driver's license issued to him by his home state or country.

SEC. 2. Section 12502 of said code is amended to read:

12502. A nonresident over the age of 21 years having in his immediate possession a valid driver's license issued to him [in his home state or country] *by a foreign jurisdiction of which he is a resident* may operate a motor vehicle in this State [for not to exceed one year] without obtaining a license under this code *except as provided in Section 12505*.

SEC. 3. Section 12504 of said code is amended to read:

12504. (a) The provisions of Sections 12502 and 12503 shall apply to any nonresident under the age of 16 years but under the age of 21 years, [except that] *but* the maximum period during which such nonresident may operate a motor vehicle in this State without obtaining a driver's license shall be limited to a period of 10 days immediately following the entry of the nonresident into this State *except as provided in subdivision (b) of this section*.

(b) *Any nonresident over the age of 16 years but under the age of 21 years who is a resident of a foreign jurisdiction which requires the licensing of drivers may continue to operate a motor vehicle in this State after 10 days from his date of entry into this State provided:*

(1) *He has a valid driver's license issued by such foreign jurisdiction in his immediate possession, and*

(2) *He has been issued by the department a certificate of compliance as defined in Section 246 which is also in his immediate possession.*

(c) *Whenever any of the conditions for the issuance of a certificate of compliance cease to exist, the department shall cancel and require the surrender to it of the certificate of compliance."*

Amendment No. 3

On page 1, line 10, strike out "SEC. 2", and insert "SEC. 4".

Amendment No. 4

On page 2, line 10, after "valid", insert "driver's".

Amendment No. 5

On page 2, line 11, strike out "of which he is a resident."

Amendment No. 6

On page 2, line 13, strike out "establishes residence in this State, or from the date he".

Amendment No. 7

On page 2, between lines 14 and 15, insert

"SEC. 5. Section 12518 of said code is amended to read:

12518. The provisions of Section 12504 shall apply to any nonresident who is under the age of 21 years and who is a member of the armed forces of the United States on active duty within this State, except that the maximum period during which such nonresident may operate a motor vehicle in this State without obtaining a driver's license or certificate of compliance shall be limited to a period of 60 days immediately following the entry of such nonresident into this State."

Amendment No. 8

On page 2, line 15, strike out "3", and insert "6".

Amendment No. 9

On page 2, after line 40, insert

"SEC. 7. Section 12809 of said code is amended to read:

12809. The department may refuse to issue or renew a driver's license to any person:

(a) If the department is satisfied that the applicant is not entitled to the license under this code.

(b) If the applicant has failed to furnish the department the information required in the application or reasonable additional information requested by the department.

(c) If the department determines that the applicant has made or permitted unlawful use of any driver's license.

(d) If the department determines that [the applicant] *such person has knowingly used a false or fictitious name in any application for a license, or has impersonated another in making application or in taking any test, or has knowingly made a false statement or knowingly concealed a material fact, or otherwise committed any fraud in any such application.*

(e) If the department determines that the applicant is a negligent or incompetent operator of a motor vehicle.

(f) If the applicant is convicted of any offense involving the use or possession of narcotics under Division 10 (commencing with Section 11000) of the Health and Safety Code.

(g) *If the applicant fails or refuses to surrender to the department, upon its lawful demand, a certificate of compliance which has been cancelled."*

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 643

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 643

Senator O'Sullivan moved that Senate Bill No. 643 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 643—An act to add Sections 4016, 4017, 4018, 4019, 4100, 4105, 4106, 4107, 4108, 4150, 4153.1, 4159.5, 4161.5, 4167, 4169, and 4170 to, to add Article 2 (commencing with Section 4051) to Chapter 1 of, and to add Chapter 7 (commencing with Section 4850) and Chapter 10 (commencing with Section 4890) to, Division 4 of, to amend Sections 4101, 4151, and 4153 of, and to repeal Sections 4105 and 4167 of, the Public Resources Code, to add Chapter 4 (commencing with Section 14500) Part 5, Division 3, Title 2 of the Government Code, to amend Section 13002 of the Health and Safety Code, to add Section 101.6 to the Streets and Highways Code, and to add Section 1817 to, and amend Section 23111 of the Vehicle Code, relating to fire prevention and control.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendment:

Amendment No. 1

On page 11, line 2, of the printed bill, after "prescribe," insert "All meetings of the committee shall be open and public and all persons shall be permitted to attend any meetings of the committee."

Amendment read, and adopted.

Motion to Rescind

Senator O'Sullivan moved that the vote by which the amendment to Senate Bill No. 643 was adopted be rescinded.

Motion carried.

Motion to Re-refer

Senator O'Sullivan moved that Senate Bill No. 643 and the amendments be re-referred to Committee on Natural Resources.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 609

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 609

Senator Holmdahl moved that Senate Bill No. 609 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 609—An act to amend Section 9400 of the Vehicle Code, relating to weight fees for commercial vehicles.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out the comma, and insert "or used exclusively to transport".

Amendment No. 2

On page 1, line 7, strike out the first comma.

Amendment No. 3

On page 1, line 7, after the second comma, insert "which are the".

Amendment No. 4

On page 1, line 7, after "owner", insert "of such vehicle".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 43

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 43

Senator Cobey moved that Senate Bill No. 43 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 43—An act to add Part 3 (commencing with Section 900), Part 4 (commencing with Section 940) and Part 5 (commencing with Section 965), to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session, and to amend Section 43956 of the Agricultural Code, and to add Section 342 to, and to amend Section 313 of, the Code of Civil Procedure, and to amend Sections 904, 926, 16978, 27591, 27891 and 28381 of the Education Code, and to amend Sections 29700, 29706, 29748, 37201, 39586 and 61628 of, and to repeal Division 3.5 (commencing with Section 600) of Title 1 of, and Section 139291 of, the Government Code, and to amend Sections 5995, 6095, 6370, 6990 and 7172 of the Harbors and Navigation Code, and to amend Sections 954, 2320, 2880, 4130, 4185.1, 4945.6, 4817, 5617, 5745, 6006, 6805, 9010, 14163.5, 14363, 14488, 20115, 24232, 24374, 24376.40, 32492, 33340 and 34380 of the Health and Safety Code, and to amend Sections 945 and 1209 of the Military and Veterans Code, and to amend Sections 5533.5, 5784.19, 9420 and

11520 of the Public Resources Code, and to amend Sections 12830, 16682, 22601, 25951 and 29060 of the Public Utilities Code, and to amend Sections 8230, 19190, 25360, 26225, 27190, 31867, 33550 and 35707 of the Streets and Highways Code, and to amend Sections 8991, 22727, 31084, 35752, 44457, 50145, 55720, 56117 and 70200 of the Water Code, and to amend Section 3.1 of Chapter 349 of the Statutes of 1873-74, and to amend Section 9.5 of Chapter 63 of the Statutes of 1880, and to amend Section 12.5 of Chapter 158 of the Statutes of 1885, and to amend Section 9 of Chapter 201 of the Statutes of 1895, and to amend Section 49.5 of the Drainage Act of 1903 (Chapter 238, Statutes of 1903), and to amend Section 11 of Chapter 310 of the Statutes of 1905, and to amend Section 46.5 of Chapter 25 of the Statutes of 1907, and to amend Section 19.1 of the Storm Water District Act of 1909 (Chapter 222, Statutes of 1909), and to amend Section 20 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), and to amend Section 8.5 of Chapter 99 of the Statutes of 1913, and to amend Section 8.5 of Chapter 361 of the Statutes of 1915, and to amend Section 34.5 of the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), and to amend Section 6.1 of the Metropolitan Water District Act (Chapter 429, Statutes of 1927), and to amend Section 10.5 of Chapter 641 of the Statutes of 1931, and to amend Section 21.1 of the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931), and to amend Section 135.5 of the California Water Storage and Conservation District Act (Chapter 1253, Statutes of 1941), and to amend Section 15.5 of the County Water Authority Act (Chapter 545, Statutes of 1943), and to amend Section 29 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), and to amend Section 10 of the Amador County Water Agency Act (Chapter 2137, Statutes of 1959), and to amend Section 20.5 of the American River Flood Control District Act (Chapter 808, Statutes of 1927), and to amend Section 75 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146, Statutes of 1959) and to amend Section 30 of the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617, Statutes of 1951, and to amend Section 9.5 of the Contra Costa County Storm Drainage District Act (Chapter 1532, Statutes of 1953), and to amend Section 20 of the Contra Costa County Water Agency Act (Chapter 518, Statutes of 1957), and to amend Section 25 of Chapter 40 of the Statutes of 1962 (1st Ex. Sess.) (Crestline-Lake Arrowhead Water Agency Act), and to amend Section 31 of the Del Norte County Flood Control District Act (Chapter 166, Statutes of 1955), and to amend Section 41 of the El Dorado County Water Agency Act (Chapter 2139, Statutes of 1959), and to amend Section 53 of the Fairfield-Suisun Sewer District Act (Chapter 303, Statutes of 1951), and to amend Section 11.5 of the Fresno Metropolitan Flood Control Act (Chapter 503, Statutes of 1955), and to amend Section 31 of the Humboldt County Flood Control District Act (Chapter 939, Statutes of 1945), and to amend Section 15 of the Kings River Conservation District Act (Chapter 931, Statutes of 1951), and to amend Section

34 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544, Statutes of 1951), and to amend Section 13 of the Lassen-Modoc County Flood Control and Water Conservation District Act (Chapter 2127, Statutes of 1959), and to amend Section 14½ of the Los Angeles County Flood Control Act (Chapter 755, Statutes of 1915), and to amend Section 4.23 of the Los Angeles Metropolitan Transit Authority Act of 1957 (Chapter 547, Statutes of 1957), and to amend Section 11 of the Lower San Joaquin Levee District Act (Chapter 1075, Statutes of 1955), and to amend Section 29 of the Marin County Flood Control and Water Conservation District Act (Chapter 666, Statutes of 1953), and to amend Section 10 of the Mariposa County Water Agency Act (Chapter 2036, Statutes of 1959), and to amend Section 8 of the Mendocino County Flood Control and Water Conservation District Act (Chapter 995, Statutes of 1949), and to amend Section 24 of the Mojave Water Agency Law (Chapter 2146, Statutes of 1959), and to amend Section 53 of the Montalvo Municipal Improvement District Act (Chapter 549, Statutes of 1955), and to amend Section 30 of the Monterey County Flood Control and Water Conservation District Act (Chapter 699, Statutes of 1947), and to amend Section 15.1 of the Monterey Peninsula Airport District Act (Chapter 52, Statutes of 1941), and to amend Section 8 of the Morrison Creek Flood Control District Act (Chapter 1771, Statutes of 1953), and to amend Section 30 of the Napa County Flood Control and Water Conservation District Act (Chapter 1449, Statutes of 1951), and to amend Section 42 of the Nevada County Water Agency Act (Chapter 2122, Statutes of 1959), and to amend Section 3.1 of the Orange County Flood Control Act (Chapter 723, Statutes of 1927), and to amend Section 20.5 of the Orange County Water District Act (Chapter 924, Statutes of 1933), and to amend Section 29.5 of the Palo Verde Irrigation District Act (Chapter 452, Statutes of 1923), and to amend Section 13 of the Plumas County Flood Control and Water Conservation District Act (Chapter 2114, Statutes of 1959), and to amend Section 15 of the Riverside County Flood Control and Water Conservation District Act (Chapter 1122, Statutes of 1945), and to amend Section 8.1 of the Sacramento County Water Agency Act (Chapter 10, Statutes of 1952 (1st Ex. Sess.)), and to amend Section 34 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), and to amend Section 8 of the San Bernardino County Flood Control Act (Chapter 73, Statutes of 1939), and to amend Section 17.5 of the San Diego County Flood Control District Act (Chapter 1372, Statutes of 1945), and to amend Section 30 of the San Luis Obispo County Flood Control and Water Conservation District Act (Chapter 1294, Statutes of 1945), and to amend Section 9 of the San Mateo County Flood Control District Act (Chapter 2108, Statutes of 1959), and to amend Section 31 of the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), and to amend Section 8.1 of the Santa Barbara County Water Agency Act (Chapter 1501, Statutes of 1945), and to amend Section 48 of the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289, Statutes of 1955), and

to amend Section 30 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), and to amend Section 154 of the Santa Cruz County Flood Control and Water Conservation District Act (Chapter 1489, Statutes of 1955), and to amend Section 13 of the Sierra County Flood Control and Water Conservation District Act (Chapter 2123, Statutes of 1959), and to amend Section 13 of the Siskiyou County Flood Control and Water Conservation District Act (Chapter 2121, Statutes of 1959), and to amend Section 8.1 of the Solano County Flood Control and Water Conservation District Act (Chapter 1656, Statutes of 1951), and to amend Section 53 of the Solvang Municipal Improvement District Act (Chapter 1635, Statutes of 1951), and to amend Section 8 of the Sonoma County Flood Control and Water Conservation District Act (Chapter 994, Statutes of 1949), and to amend Section 10 of the Sutter County Water Agency Act (Chapter 2088, Statutes of 1959), and to amend Section 23 of the Upper Santa Clara Valley Water Agency Law (Chapter 28, Statutes of 1962 (1st Ex. Sess.)), and to amend Section 2.5 of the Vallejo Sanitation and Flood Control District Act (Chapter 17, Statutes of 1952 (1st Ex. Sess.)), and to amend Section 13 of the Ventura County Flood Control Act (Chapter 44, Statutes of 1944 (4th Ex. Sess.)), and to amend Section 8 of the Yolo County Flood Control and Water Conservation District Act (Chapter 1657, Statutes of 1951), and to amend Section 10 of the Yuba County Water Agency Act (Chapter 788, Statutes of 1959), and to amend Section 40 of the Yuba-Bear River Basin Authority Act (Chapter 2131, Statutes of 1959) relating to claims, actions and judgments against public entities and public officers, employees, and servants.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 9, line 37, of the printed bill, as amended in Senate March 6, 1963, strike out "where", and insert "if the court finds that".

Amendment No. 2

On page 9, line 41, after "and", insert "that".

Amendment No. 3

On page 15, line 37, strike out "A local public entity", and insert "A charter provision, or a local public entity by ordinance or resolution,".

Amendment No. 4

On page 15, line 44, after "\$5,000)", insert ", except that a charter provision may authorize a public employee to allow, compromise or settle a claim, even where the amount to be paid exceeds five thousand dollars (\$5,000)".

Amendment No. 5

On page 18, strike out lines 7 to 24, inclusive.

Amendment No. 6

On page 55, lines 27 and 28, strike out "to any property or injury or damage to any person".

Amendment No. 7

On page 55, line 32, strike out "[]".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 689

Senate Bill No. 694

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 689

Senator Stiern moved that Senate Bill No. 689 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 689—An act to add Chapter 13 (commencing with Section 47900) to Part 9, Division 14, of the Water Code, relating to an alternative method of collecting assessments levied by a water storage district.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 40, of the printed bill, after "chapter", insert "in the event that the board elects to proceed under Section 47930 of this code".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 694

Senator Rees moved that Senate Bill No. 694 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 694—An act to amend Section 6913.1 of the Education Code, relating to increase in maximum tax rate for the education of mentally retarded minors.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "minors", insert " , declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, after line 21, insert

"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

In order that school districts which are levying the maximum rate of school district tax allowed by law may obtain funds to provide for the education of mentally retarded minors in the 1963-1964 fiscal year, and thus continue to provide the essential function of educating such children without interruption because of lack of funds, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

RESOLUTIONS

The following resolutions were offered:

By Senator Holmdahl:

Senate Resolution No. 93

Relative to congratulating *The Fremont News Register*

WHEREAS, The year 1963 marks the 91st year of newspaper publishing by the family of George H. Oakes; and

WHEREAS, *The Fremont News Register*, under the guidance of the Oakes family, has brought excellence in newspaper coverage to southern Alameda County since its establishment in 1888; and

WHEREAS, The members of the Oakes family have taken great interest in affairs and accepted positions of leadership in the community; and

WHEREAS, *The Fremont News Register*, under the able leadership of George H. Oakes, Publisher, and his son George P. Oakes, Co-Publisher and Editor, did, on March 1, 1963, expand its operation from a bi-weekly to a daily newspaper; and

WHEREAS, *The Fremont News Register* offers news of local community interest as well as providing its readers with worldwide coverage through the facilities of an international news service; and

WHEREAS, The success of the paper in attaining the distinction of becoming the first daily newspaper published in Washington Township, and the City of Fremont, is a tribute to the initiative of the Oakes family; now, therefore, be it

Resolved by the Senate of the State of California, That the members thereof hereby commend and congratulate *The Fremont News Register*, its publishers and the members of the staff on their distinguished record, commend them for their fine public service in recognizing the needs of their fast growing community, and extend best wishes for continued growth and success as a daily newspaper; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to the publishers of *The Fremont News Register*.

Resolution read, and unanimously adopted on motion of Senator Holmdahl.

By Senator Murdy:

Senate Resolution No. 94

Welcoming the Waseda University Students

WHEREAS, It has come to the attention of the California State Legislature that five 22-year-old students of Tokyo's Waseda University commenced a cross-country Goodwill hike from San Francisco to New York City on March 18, 1963; and

WHEREAS, Of the five, Noboru Tajima and Katsuyuki Takahashi are students of commerce, Takashi Yagi is an engineering student, and Shichiro Onishi and Mitsuo Shida are law school students; and

WHEREAS, These worthy and energetic young men banded together to form the "Cross Country Hiking Party of the North American Continent" for the purpose of seeing a little more of the world before continuing with their studies; and

WHEREAS, After arriving at their destination at the end of this year, they plan to return to California via another route by bus before embarking upon their homeward Journey; and

WHEREAS, It is fitting that the Legislature of the State of California extend a friendly greeting to these young visitors to our land from Japan; now, therefore, be it

Resolved by the Senate of the State of California, That the members hereby welcome Noboru Tajima, Katsuyuki Takahashi, Takashi Yagi, Shichiro Onishi, and Mitsuo Shida as guests of this State and hope that their travels in the United States will be both interesting and enjoyable; and, be it further,

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to each of the students mentioned herein.

Resolution read, and unanimously adopted on motion of Senator Murdy.

By Senator Bradley:

Senate Resolution No. 95

Relating to the grounds of the State Capitol

WHEREAS, It has come to the attention of the Senate that there is a proposal to create parking areas on the Capitol grounds which would entail the removal of lawn areas on the north and south sides of the Capitol Building; and

WHEREAS, The Capitol grounds have for many years reflected landscaping beauty by virtue of trees, flowers and lawn; and

WHEREAS, The Capitol grounds have become noted for their beauty and provide a place of interest and relaxation for the people of California; and

WHEREAS, The building of parking areas would tend to destroy the present natural setting of the grounds; now, therefore, be it

Resolved by the Senate of the State of California, That the Rules Committee of the Senate is hereby requested to oppose any plan to remove lawn area surrounding the State Capitol in order to create parking facilities.

Resolution read, and referred to Committee on Rules.

By Senator Stiern:

Senate Resolution No. 96

Relative to commending Edith Swett on her long and exemplary public life.

WHEREAS, It has come to the attention of the Senate of the State of California that Mrs. Edith Swett, who was born in Kernville, Kern County, observed her 87th birthday on February 19th of this year; and

WHEREAS, Edith Swett, at an early age sought higher education and although the path was difficult she was awarded a general elementary teaching credential at the age of 18; and

WHEREAS, Edith Swett devoted 56 years of her life to the teaching of children, 32 of them in various small communities of Kern County, at times teaching all eight elementary grades at once; and

WHEREAS, During her long and distinguished teaching career, Edith Swett sought ever to develop new and better techniques, at all times retaining the best of the old, until her retirement in 1956 from the Buena Vista Elementary School, at the age of 80, where she taught for 29 years; and

WHEREAS, Because of her singular abilities and rare devotion to her pupils she became loved and respected by all whose lives were enriched by her guidance and friendship; and

WHEREAS, Edith Swett was in the forefront of her profession to the day she retired, being selected as the teacher of the year in Kern County in 1956; now, therefore, be it

Resolved, That the Senate of the State of California expresses its heartfelt thanks and congratulations to Mrs. Edith Swett, a woman who has lived a long and exemplary life and whose guidance has inspired so many Californians; and be it further

Resolved, That the Senate of the State of California expresses its wish that Mrs. Edith Swett may continue to find her years of well deserved retirement enjoyable and enriched by the knowledge that her years of selfless devotion to others is appreciated; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Mrs. Edith Swett.

Resolution read, and unanimously adopted on motion of Senator Stiern.

By Senator Burns:

Senate Resolution No. 97

Relating to congratulating the Iran Restaurant of Fresno

WHEREAS, Members of the Senate of the State of California are quick to recognize superiority in the art of preparing and serving banquets and other special dinners; and

WHEREAS, Such superiority deserves official recognition by the Senate of the State of California; and

WHEREAS, Such superiority in the art of preparing, serving and conducting a banquet was clearly demonstrated by the owners and staff personnel of the Iran Restaurant of Fresno on the occasion of the Pro Tem Dinner of Senator Hugh M. Burns, President pro Tempore of the Senate of the State of California, on Monday, January 28, 1963; and

WHEREAS, The culinary feats and authentic atmosphere which demonstrated such superiority were accomplished and created in Sacramento, notwithstanding the obstacles of time and distance, through the personal energy and enthusiasm of the owners and staff personnel of the Iran Restaurant who prepared, served and conducted said dinner; now, therefore, be it,

Resolved, That the Members of the Senate of the State of California express personal appreciation individually to Bart Rustigan, Alice Rustigan, Von Rustigan, Vi Rustigan, Arthur Rustigan, Margaret Rustigan, Ruby Pappas, Marie Maynard, Mark McCoy, Jerry Avaizian, Hovagim Hagopian, and Hagop Bahalian and that a suitably prepared copy of this resolution be transmitted to the Iran Restaurant of Fresno and to each of the individuals named.

Resolution read, and referred to Committee on Rules.

By Senators Burns, Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cohey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams:

Senate Resolution No. 98

Relative to congratulating the Bank of America

WHEREAS, The State of California is now shipping abroad its manufactured goods, agricultural products and minerals at the rate of \$1.8 billion per year; and

WHEREAS, This represents 8.8 percent of total United States exports and 1.6 percent of total exports of the free world; and

WHEREAS, California is now in first place among the 50 states of the nation in overseas marketing of American products; and

WHEREAS, Such activity provides more profits for American business, more jobs for American labor, and helps the United States to meet problems of the balance of payments situation; and

WHEREAS, The Bank of America has played a leading role in helping to make the foregoing possible, and was recently so cited by the United States Department of Commerce; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate do hereby congratulate and commend the Bank of America on its outstanding contribution in this field; and be it further

Resolved, That the Secretary of the Senate is hereby directed to send suitably prepared copies of this resolution to the President of the Bank of America and to the Chairman of the Board of Directors of the Bank of America.

Resolution read, and unanimously adopted on motion of Senator Burns.

CONSIDERATION OF DAILY FILE

Consideration of Assembly Amendments

Senate Joint Resolution No. 4—Relative to conveyance of federal lands in Marin County to the State of California.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Joint Resolution No. 4?

Amendment No. 1

On page 1, line 10, of the printed measure, strike out "Cronkite", and insert "Cronkhite".

Amendment No. 2

On page 1, line 23, strike out "Cronkite", and insert "Cronkhite".

The roll was called, and the Senate concurred in Assembly amendments to Senate Joint Resolution No. 4 by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Above resolution ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 20—An act to add Sections 27360.5, 27361.7, and 27361.8 to the Government Code, relating to recordation of documents.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 20?

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Senate February 13, 1963, strike out "return", and insert "require".

Amendment No. 2

On page 1, strike out line 11, and insert "the person presenting it for record to".

Amendment No. 3

On page 1, line 12, strike out "request", and insert "direct".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 20 by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 380—An act to amend Sections 8282 and 9002 of the Fish and Game Code, relating to crab and lobster traps, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 9001.6 to,".

Amendment No. 2

In line 2 of the title, strike out "and lobster", and insert ", lobster, and prawn".

Amendment No. 3

On page 1, between lines 8 and 9, insert

"SEC. 2. Section 9001.6 is added to said code, to read:

9001.6. Prawn traps may be used to take prawns in waters not less than 50 fathoms in depth, from Point Conception south to the south boundary of Ventura County.

Such prawn traps shall be constructed so that no opening through which the prawns may enter shall exceed three inches in greatest dimension."

Amendment No. 4

On page 1, line 9, strike out "SEC. 2.", and insert "SEC. 3."

Amendment No. 5

On page 2, line 21, strike out "SEC. 3.", and insert "SEC. 4."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 444—An act to amend Section 6652 of the Fish and Game Code, relating to kelp.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "brought", and insert "delivered"

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 201—An act to amend Section 36 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Bill read second time, and ordered to third reading.

Senate Bill No. 252—An act to amend Section 8207 of the Government Code, relating to seals of notaries public.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 622—An act to amend Section 2030 of the Code of Civil Procedure, relating to discovery in civil cases.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 42—An act to add Division 3.6 (commencing with Section 810) to Title 1 of the Government Code, and to amend Sections 340, 1095 and 1242 of the Code of Civil Procedure, and to repeal Sections 903, 1041, 1042, 13551, 15512, 15513, 15514, 15515 and 15516 of the Education Code, and to repeal Article 1 (commencing with

Section 1950) of Chapter 6 of Division 4 of Title 1 of, Article 6 (commencing with Section 50140) of Chapter 1 of Part 1 of Division 1 of Title 5 of, Article 3 (commencing with Section 53050) of Chapter 2 of Part 2 of Division 1 of Title 5 of, and Sections 2002.5, 39586, 54002, 61627 and 61633 of, the Government Code, and to amend Sections 943 and 954 of, and to repeal Chapter 23 (commencing with Section 5640) of Part 3 of Division 7 of, the Streets and Highways Code, and to repeal Article 10 (consisting of Section 51480) of Part 7 of Division 15 of, Chapter 5 (commencing with Section 60200) of Part 3 of Division 18 of, and Sections 22725, 22726, 22730, 22731, 31083, 31089, 31090, 35750, 35751, 35755, 35756, 50150 and 50152 of, the Water Code, and to amend Sections 6005, 6610.3 and 6610.9 of the Welfare and Institutions Code, and to repeal Section 21 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), and to repeal Section 10 of Chapter 641 of the Statutes of 1931 (Flood Control and Flood Water Conservation District Act), relating to liability of public entities and public officers, servants and employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary.

Amendment No. 1

On page 3, line 18, of the printed bill, as amended in Senate March 12, 1963, strike out "enactment", and insert "statute".

Amendment No. 2

On page 3, line 32, strike out "enactment", and insert "statute".

Amendment No. 3

On page 4, strike out lines 1 to 7, inclusive.

Amendment No. 4

On page 4, line 23, strike out "to make an adequate", and insert "by reason of making an inadequate or negligent".

Amendment No. 5

On page 4, between lines 27 and 28, insert
 "818.8. A public entity is not liable for an injury caused by misrepresentation by an employee of the public entity, whether or not such misrepresentation be negligent or intentional."

Amendment No. 6

On page 4, line 39, strike out "enactment", and insert "statute".

Amendment No. 7

On page 5, line 4, strike out "enactment", and insert "statute".

Amendment No. 8

On page 5, line 20, strike out "to make an adequate", and insert "by reason of making an inadequate or negligent".

Amendment No. 9

On page 5, between lines 39 and 40, insert
 "822.2. A public employee acting in the scope of his employment is not liable for an injury caused by his misrepresentation, whether or not such misrepresentation be negligent or intentional, unless he is guilty of actual fraud, corruption or actual malice."

Amendment No. 10

On page 8, line 38, strike out "(a)".

Amendment No. 11

On page 8, line 42, after "unimproved", insert "public".

Amendment No. 12

On page 8, line 43, strike out ", if at the", and insert a period.

Amendment No. 13

On page 8, strike out lines 44 to 52, inclusive; and on page 9, strike out lines 1 to 4, inclusive.

Amendment No. 14

On page 9, line 5, strike out "(a)".

Amendment No. 15

On page 9, strike out line 6, and insert "is liable for an injury caused by a condition of:

(a) Any unupaved".

Amendment No. 16

On page 9, strike out line 10, and insert "by the general public for other purposes."

(b) Any hiking."

Amendment No. 17

On page 9, strike out lines 12 to 21, inclusive.

Amendment No. 18

On page 12, between lines 18 and 19, insert

"844.6. (a) Notwithstanding any other provisions of law, except as provided in subdivisions (b), (c), and (d) of this section, a public entity is not liable for:

(1) An injury proximately caused by any prisoner.

(2) An injury to any prisoner.

(b) Nothing in this section affects the liability of a public entity under Article 1 (commencing with Section 17000) of Chapter 1 of Division 9 of the Vehicle Code.

(c) Nothing in this section prevents a visitor to a prison, jail or penal or correctional facility from recovering from the public entity for an injury resulting from the dangerous condition of public property under Chapter 2 (commencing with Section 830) of this part.

(d) Nothing in this section exonerates a public employee from liability for injury proximately caused by his negligent or wrongful act or omission. The public entity may but is not required to pay any judgment, compromise or settlement, or may but is not required to indemnify any public employee, in any case where the public entity is immune from liability under this section; except that the public entity shall pay, as provided in Article 4 (commencing with Section 825) of Chapter 1 of this part, any judgment based on a claim against a public employee licensed in one of the healing arts under Division 2 (commencing with Section 500) of the Business and Professions Code for malpractice arising from an act or omission in the scope of his employment, and shall pay any compromise or settlement of a claim or action based on such malpractice to which the public entity has agreed."

Amendment No. 19

On page 12, line 24, strike out "A public employee is not", and insert "Except as provided in Chapter 2 (commencing with Section 830), neither a public entity nor a public employee is".

Amendment No. 20

On page 12, line 28, strike out "A", and insert "Neither a public entity nor a".

Amendment No. 21

On page 12, line 29, strike out "not".

Amendment No. 22

On page 12, line 31, strike out the comma, and insert a semicolon.

Amendment No. 23

On page 12, line 33, after "right", insert ", but no action for such injury may be commenced until it has first been determined that the confinement was illegal".

Amendment No. 24

On page 12, lines 40 and 41, strike out "see that the prisoner receives", and insert "summon".

Amendment No. 25

On page 12, line 41, after the period, insert

"Nothing in this section exonerates a public employee licensed in one of the healing arts under Division 2 (commencing with Section 500) of the Business and Professions Code from liability for injury proximately caused by malpractice."

Amendment No. 26

On page 14, between lines 3 and 4, insert

"854. As used in this chapter, unless the context otherwise requires, "medical facility" includes a hospital, infirmary, clinic, dispensary, mental institution, or similar facility.

854.2. As used in this chapter, "mental institution" means any facility for the care or treatment of persons committed for mental illness or addiction.

854.4. As used in this chapter, "mental illness or addiction" means mental illness, mental disorder bordering on mental illness, mental deficiency, epilepsy, habit forming drug addiction, narcotic drug addiction, dipsomania or inebriety, sexual psychopathy, or such mental abnormality as to evidence utter lack of power to control sexual impulses.

854.8. (a) Notwithstanding any other provision of law, except as provided in subdivisions (b), (c) and (d) of this section, a public entity is not liable for:

(1) An injury proximately caused by any person committed to a mental institution.

(2) An injury to any person committed to a mental institution.

(b) Nothing in this section affects the liability of a public entity under Article 1 (commencing with Section 17000) of Chapter 1 of Division 9 of the Vehicle Code.

(c) Nothing in this section prevents a visitor to a mental institution from recovering from the public entity for an injury resulting from the dangerous condition of public property under Chapter 2 (commencing with Section 830) of this part.

(d) Nothing in this section exonerates a public employee from liability for injury proximately caused by his negligent or wrongful act or omission. The public entity may but is not required to pay any judgment, compromise or settlement, or may but is not required to indemnify any public employee, in any case where the public entity is immune from liability under this section; except that the public entity shall pay, as provided in Article 4 (commencing with Section 825) of Chapter 1 of this part, any judgment based on a claim against a public employee licensed in one of the healing arts under Division 2 (commencing with Section 500) of the Business and Professions Code for malpractice arising from an act or omission in the scope of his employment, and shall pay any compromise or settlement of a claim or action based on such malpractice to which the public entity has agreed."

Amendment No. 27

On page 14, line 36, strike out "A", and insert "Neither a public entity nor a".

Amendment No. 28

On page 14, line 37, strike out "not".

Amendment No. 29

On page 14, line 40, strike out the comma, and insert a semicolon.

Amendment No. 30

On page 14, line 42, after "right", insert ", but no action for such injury may be commenced until it has first been determined that the confinement was illegal".

Amendment No. 31

On page 15, strike out lines 13 to 23, inclusive, and insert

"855.8. (a) Neither a public entity nor a public employee acting within the scope of his employment is liable for injury resulting from diagnosing or failing to diagnose that a person is afflicted with mental illness or addiction or from failing to prescribe for mental illness or addiction.

(b) A public employee acting within the scope of his employment is not liable for administering with due care the treatment prescribed for mental illness or addiction.

(c) Nothing in this section exonerates a public employee who has undertaken to prescribe for mental illness or addiction from liability for injury proximately caused by his negligence or by his wrongful act in so prescribing."

Amendment No. 32

On page 15, line 27, after "illness", insert "or addiction".

Amendment No. 33

On page 15, strike out lines 28 to 33, inclusive.

Amendment No. 34

On page 15, line 34, strike out "(b)", and insert "856. (a)".

Amendment No. 35

On page 15, line 46, strike out "(c)", and insert "(b)".

Amendment No. 36

On page 15, line 47, strike out "(b)", and insert "(a)".

Amendment No. 37

On page 15, line 48, strike out "(d)", and insert "(c)".

Amendment No. 38

On page 16, between lines 10 and 11, insert "856.2. Neither a public entity nor a public employee is liable for an injury caused by an escaping or escaped person who has been committed for mental illness or addiction."

Amendment No. 39

On page 16, line 11, strike out "856.2.", and insert "856.4."

Amendment No. 40

On page 16, line 30, after "law", insert "; but "agreement" does not include an agreement between public entities which is designed to implement the disbursement or subvention of public funds from one of the public entities to the other, whether or not it provides standards or controls governing the expenditure of such funds".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 197—An act to amend Section 583 of, and add Section 854 to, the Probate Code, relating to options to purchase given in a will.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 23, of the printed bill, as amended in Senate March 4, 1963, strike out "an", and insert "a".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 166—An act to amend Sections 406 and 408 of the Code of Civil Procedure, relating to process in civil cases.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 460—An act to amend Sections 161 and 163 of the Business and Professions Code, relating to records of the Department of Professional and Vocational Standards.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 4, of the printed bill, after "its", insert "respective".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 617—An act to amend Sections 17765, 17766, and 17768 of, to amend and renumber Section 17765.1 of, to add Sections 17765.1, 17765.2, 17765.3, 17765.4, 17765.5, 17765.6, 17765.7, 17766.1, 17766.2, 17766.3, 17766.4, and 17773 to, and to repeal Sections 17773 of, the Business and Professions Code, relating to trading stamp companies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 5, line 36, of the printed bill, strike out "complaint", and insert "claim".

Amendment No. 2

On page 6, line 22, strike out "Section 17766", and insert "Sections 17766 and 17766.1".

Amendment No. 3

On page 6, line 48, after "who", insert "willfully".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 617**Amendment No. 1**

On page 1, line 4, of the printed bill, strike out the second "a", and insert "the".

Amendment No. 2

On page 2, between lines 28 and 29, insert

"(e) Bonds, consolidated bonds, collateral trust debentures, consolidated debentures, or other obligations issued by federal land banks or federal intermediate credit banks established under the Federal Farm Loan Act, as amended, in debentures and consolidated debentures issued by the Central Bank for Co-operatives and banks for co-operatives established under the Farm Credit Act of 1933, as amended, in bonds or debentures of the Federal Home Loan Bank Board established under the Federal Home Loan Bank Act, in stock, bonds, debentures, and other obligations of the Federal National Mortgage Association, established under the National Housing Act as amended, and in the bonds of any federal home loan bank established under said act."

Amendment No. 3

On page 2, line 29, after "added", insert "to".

Amendment No. 4

On page 2, line 42, after "Chapter 2", insert "of Part 2".

Amendment No. 5

On page 3, line 33, after "for", insert "distribution to the commissioner for".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 331—An act to repeal Section 3 of Chapter 1347, Statutes of 1961, relating to unfair trade practices.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 462—An act to amend Section 2137.1 of the Business and Professions Code, relating to state institutions.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 194—An act to amend Section 10500 of the Water Code, relating to the appropriation of water by the Department of Water Resources.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 469—An act to add Sections 4.2, 4.3, and 31.5 to, and to amend Section 3.1 of, the Tehama County Flood Control and Water Conservation District Act (Chapter 1280, Statutes of 1957), relating to the Tehama County Flood Control and Water Conservation District.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 467—An act to amend Section 13560 of the Education Code, relating to abuse of teachers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "the school", and insert "other school personnel or pupils and at a place which is on school premises or public sidewalks, streets, or other public ways adjacent to school premises or at some other place if the teacher is required to be at such other place in connection with assigned school activities".

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 467

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "the school", and insert "other school personnel or pupils and at a place which is on school premises or public sidewalks, streets, or other public ways adjacent to school premises or at some other place if the teacher is required to be at such other place in connection with assigned school activities".

Amendment No. 2

On page 1, line 6, strike out "one hundred dollars (\$100)", and insert "fifty dollars (\$50)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 645—An act to repeal Chapter 1 (commencing with Section 29000) of, and to add Chapter 1 (commencing with Section 29000) to, Division 3 of Title 3 of the Government Code, relating to county budgets and tax levies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 13, lines 5 and 6, of the printed bill, strike out "its members present", and insert "the board".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 363—An act to add Section 1171.5 to the Government Code, relating to federal income tax withholding.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 6, of the printed bill, after "employee.", insert "There may be only one such request within any twelve (12) month period."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 177—An act to amend Sections 6345 and 6348.5 of the Business and Professions Code, relating to law libraries.

Bill read second time, and ordered to Consent Calendar.

Assembly Concurrent Resolution No. 39—Relative to Isabella Reservoir.

Resolution read, and ordered to Consent Calendar.

Assembly Concurrent Resolution No. 16—Relative to disposition of power from the State Water Project.

Resolution read, and ordered to Consent Calendar.

Assembly Joint Resolution No. 15—Relative to memorializing Congress to enact legislation authorizing flood control appropriations to the Yuba County Water Agency.

Resolution read, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 365—An act to amend Sections 1803 and 1804 of the Vehicle Code, relating to report of convictions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 560—An act to amend Section 450 of, and to add Section 450.1 to, the Military and Veterans Code, relating to military courts and disciplinary punishments within the California National Guard, declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Senate Bill No. 560

Senator Cameron moved that Senate Bill No. 560 be re-referred to Committee on Judiciary.

Motion carried.

Senate Bill No. 203—An act to repeal Sections 813, 814, 1883, and 2097 of, and to amend Section 1682 of, the Education Code, relating to school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 470—An act to amend Section 65020.2 of the Government Code, relating to the Planning Advisory Committee.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 339—An act to add Section 6901 to the Public Resources Code, relating to tide and submerged lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Cameron, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 426—An act to add Section 3113.6 to the Education Code, relating to school district organization.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 120—An act to amend Sections 16626 and 16645.19 of the Education Code, relating to child care centers.

Bill read third time, and presented by Senator Rees.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Rees moved a call of the Senate.

Motion carried. Time, 4.14 p.m.

The President directed the Sergeant at Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 63—An act to amend Sections 1613 and 1616 of the Elections Code, relating to precinct boards.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Ways, and Williams—29.
NOES—Senator Bradley—1.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 498—An act to amend Section 2985.1 of the Civil Code, relating to transferability of real property sales contract.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 151—An act to add Section 2557 to the Welfare and Institutions Code, relating to residence requirements of indigent persons.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH

At 4.21 p.m., on motion of Senator Rees, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Bill No. 120 passed by the following vote:

AYES—Senators Arnold, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, McAteer, Nisbet, Petersen, Quick, Rattigan, Rees, Rodda, Sedgwick, Short, Stiern, Sturgeon, Weingand, and Williams—23.

NOES—Senators Backstrand, Bradley, Burns, Collier, Gibson, Lagomarsino, Murdy, O'Sullivan, Pittman, Regan, Schrade, Symons, Teale, and Way—14.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 992: By Senator Cameron—An act to amend Section 601 of the Code of Civil Procedure, relating to challenge of jurors. Referred to Committee on Judiciary.

Senate Bill No. 993: By Senator Grunsky—An act to amend Sections 5552, 5553, 5555, 5704, and 6359 of the Education Code, relating to adult education.

Referred to Committee on Education.

Senate Bill No. 994: By Senator Holmdahl—An act to amend Section 1404 of the Education Code, relating to the election of trustees of junior college district boards, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 995: By Senator Grunsky—An act to amend Sections 757, 2152 and 2603 of, and to add Sections 759, 760, 761 and 762 to, and to repeal Article 2 (commencing with Section 791) of Chapter 4 of Part 2 of Division 1 of, the Revenue and Taxation Code, relating to property tax assessments.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 996: By Senator Holmdahl—An act to amend Section 73075 of the Government Code, relating to municipal court judges in Alameda County.

Referred to Committee on Local Government.

Senate Bill No. 997: By Senators Rees, Stiern, and Quick (Coauthors: Assemblymen Carrell and Mills)—An act to amend Section 188 of the Streets and Highways Code, relating to the State Highway Fund.

Referred to Committee on Transportation.

Senate Bill No. 998: By Senator Rees (Coauthor: Assemblyman Mills)—An act to amend Sections 187, 188, 188.7, 188.8, 188.9, 191, and 825, and to repeal Section 188.4, of the Streets and Highways Code, relating to state highway funds.

Referred to Committee on Transportation.

Senate Bill No. 999: By Senator Bradley—An act to add Section 65705 to the Government Code, relating to notice of zoning applications.

Referred to Committee on Local Government.

Senate Bill No. 1000: By Senator Miller—An act to amend Sections 9507, 9533.5, 9540, 9540.5, 9550, and 9580 of, and to add Sections 9508 and 9540.56 to, the Business and Professions Code, relating to regulating the drycleaning industry.

Referred to Committee on Business and Professions.

Senate Bill No. 1001: By Senator Miller—An act to amend Section 9551.5 of the Business and Professions Code, relating to regulation of the drycleaning industry.

Referred to Committee on Business and Professions.

Senate Bill No. 1002: By Senator Miller—An act to amend Section 17503 of, and to add Section 17505 to, the Education Code, relating to public schools.

Referred to Committee on Education.

Senate Bill No. 1003: By Senator Pittman (Coauthor: Assemblyman Porter)—An act to amend Section 25500 of the Water Code, relating to irrigation districts.

Referred to Committee on Water Resources.

Senate Bill No. 1004: By Senators McCarthy, McAteer, Geddes, Holmdahl, Dolwig, Sedgwick, Lagomarsino, Schrade, and Symons—An act to amend Section 5002 of, and to repeal Section 5077 of, the Public Resources Code, relating to California riding and hiking trails.

Referred to Committee on Natural Resources.

Senate Bill No. 1005: By Senators Geddes and Rodda—An act to add Section 308b to the Penal Code, relating to furnishing of tobacco to minors.

Referred to Committee on Judiciary.

Senate Bill No. 1006: By Senator Farr—An act to add Sections 10660 and 10801 to the Fish and Game Code, relating to fish refuges.

Referred to Committee on Fish and Game.

Senate Bill No. 1007: By Senator Farr—An act to amend Sections 15630, 15631, 15671, 15710, 15711, 15712, 15791, 15794, 15796, 15832, 15911, and 15912 of the Elections Code, relating to punchcard voting systems.

Referred to Committee on Elections.

Senate Bill No. 1008: By Senator Farr—An act to amend Section 3212.2 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1009: By Senator Farr—An act to amend Sections 6950, 6952, and 6953 of, and to add Section 6955 to, the Government Code, relating to the acquisition of interests in real property by the state, counties and cities.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1010: By Senator Farr—An act to amend Section 1633 of the Labor Code, relating to private employment agencies.

Referred to Committee on Business and Professions.

Senate Bill No. 1011: By Senator Cobey—An act to add Section 1578.1 to the Welfare and Institutions Code, relating to aid to needy children.

Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 16: By Senator Lagomarsino—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 7 of Article I thereof, relating to jury trials.

Referred to Committee on Judiciary.

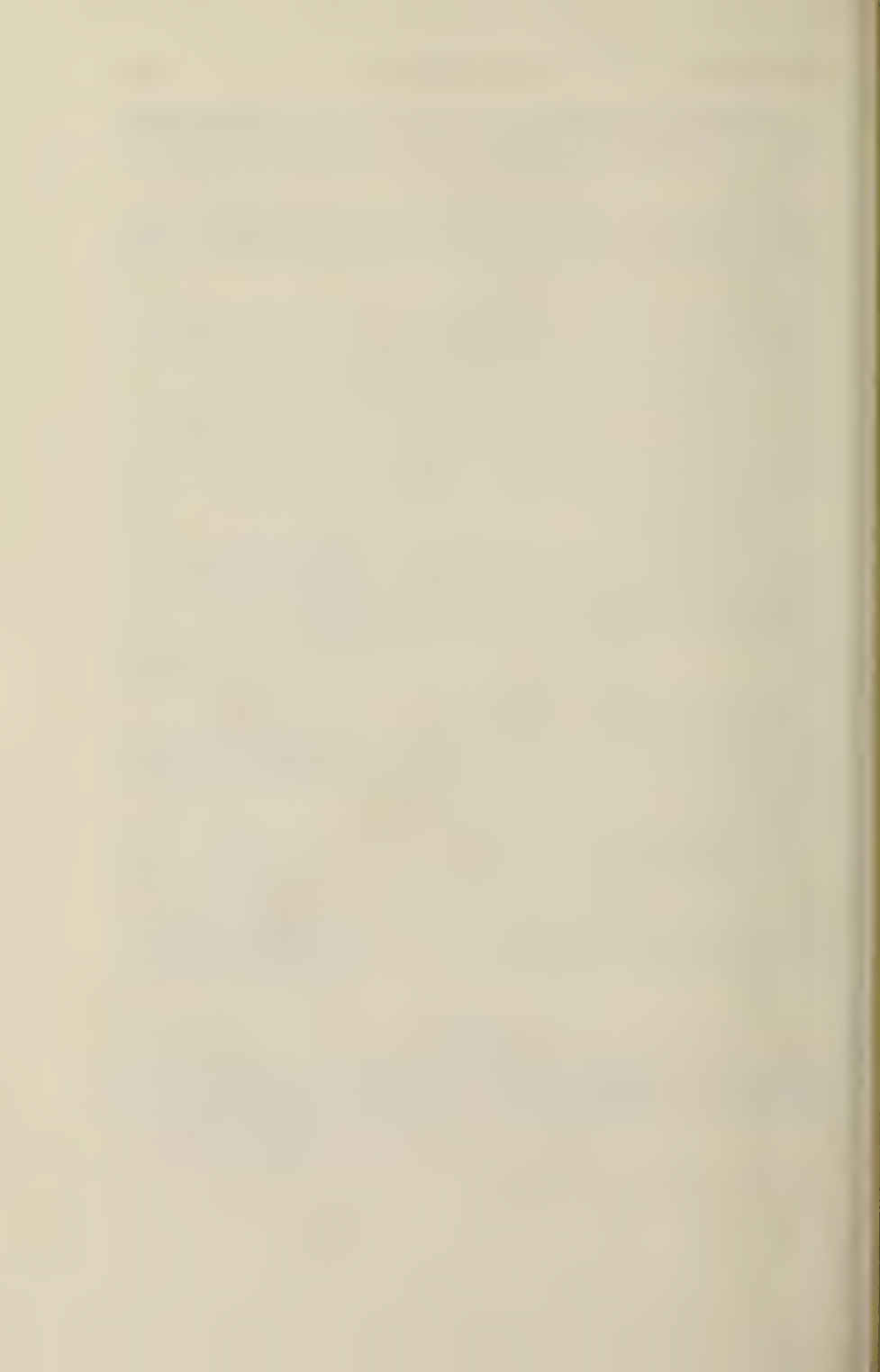
Senate Concurrent Resolution No. 40: By Senator Stiern (Co-authors: Assemblymen Williamson and Casey)—Approving a certain amendment to the Charter of the City of Bakersfield, County of Kern, State of California, voted for and ratified by the electors of said City of Bakersfield at an election held therein on the sixth day of November, 1962.

Without reference to committee.

ADJOURNMENT

At 4.29 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, March 20, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-FIFTH LEGISLATIVE DAY

FIFTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, March 20, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Symons, Teale, Way, and Weingand—34.

Quorum present.

PRAYER

On invitation of the President, prayer was offered by Guest Chaplain, Rev. Valdemiro M. Fagundes, of St. Elizabeth's Church, Sacramento:

Let us pray: O God, Who didst teach the hearts of Thy faithful people by sending them the light of Thy Holy Spirit, grant us by the same Spirit to have a right judgment in all things, and evermore to rejoice in His holy peace. Come, O Holy Spirit, shed the brightness of Thy light upon all of us here, that we may please Thee. Through Christ Our Lord. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day: Senator Williams, on motion of Senator Pittman, on legislative business.

Senator Miller, on motion of Senator Burns, due to illness.

Senator Sturgeon, on motion of Senator Burns, on legislative business.

Senator Arnold, on motion of Senator O'Sullivan, on legislative business.

Senator Regan, on motion of Senator Rattigan, on legislative business.

Senator Short, on motion of Senator Petersen, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Howard Gresham of Hawthorne, and Nestor Fritsen of Inglewood.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following chaperones and students of Waukena Union Elementary School of Waukena: *Chaperones*—Russell Lowe, Superintendent; George A. Coe, eighth grade teacher; Joe F. Martin, Mr. and Mrs. Dino Falcinella, Mrs. Vernon Romans, and Mr. and Mrs. Ribiero. *Students*—David Batti, Sharon Darst, Shirley Darst, Manuel Enos, Dino Falcinella, Jr., David G. Gabbard, Lydia Gomez, Donald Hooley, Linda Lorenzo, Delinda Luiz, Gerald Nunes, Jerri Pedroncelli, Mary Quinonez, Bernadine Ribeiro, Marsha Richardson, David Romans, Sharon Ruzicka, Judy Sharp, Joe Silva, Mary Soares, Mathew Sozinho, Carlene Vargas, Benny Ward, and Esther Wilfong.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of St. Francis Elementary School of Sacramento: *Adults*—Sister Jude, Mrs. Mary Golich, Mrs. Betty Cook, Mrs. Marian Bennett, Mrs. Peggy DeYonker, and Mrs. Dorothy McDonald. *Students*—Pat Bennett, Mike Bennett, Conner Chin, Tom Conner, Stephen Demetre, Leonard Duclos, Michael Dugan, Tom Follett, Eugene Ford, James Franzoia, Joel Franzoia, Ernest Garcia, Raymond Gomez, Tony Guevera, Daniel Meagher, Michael Parker, David Tevlin, Linda Azevedo, Elizabeth Bracklis, Cathleen Brown, Penny Sue Clancy, Mary Cathleen Cook, Sandra DeYonker, Kathie Golich, Lauren Higgins, Katherine Houy, Patricia Huston, Ginger Kampmeiner, Nancy Lewis, Colombina Masante, Jo Ann Masi, Patricia McDonald, Sharon McGuire, Linda McLaughlin, Christine Modellias, Judy Piscantor, Marie Robinson, Mary Alice Robles, Maryann Sanfillippe, Maria Spacagna, Gloria Romo, Christine Walling, Catherine Weeks, Margery Werner, and Linda Wysocki.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Mary Beerman Elementary School of Lincoln, Placer County: Mrs. Mildred Barry, and Mr. Richard Hull. *Students*—Carlos Alarcon, Donald Allen, Henry Atkinson, Elson Bailey, Kathy Baker, Marvin Baker, Edward Bradley, Sandra Byers, Laurale Crogh, Wanda Davidson, John Derobertis, Patricia Dorris, Nancy Elliott, Linda Erickson, Jaquelin Fiorelli, Jesse Frausto, Thomas Fries, Alana Fuller, Patrick Gonzales, Pamela Goodall, Diane Gomez, Donna Harmon, Victoria Hartman, Lupe Hernandez, Alvin Jennings, Keneta Johnson, Danny Kajimura, Timothy Kilmer, Margaret Lamb, Linda Langston, David Lyda, Robert Martinez, Carol Matthews, Richard Merlini, Cleo Eileen Miller, Daniel Montgomery, Matthew Moore, Ronald Moore, James Morrison, Richard Jimmy Nevarez, Margaretia

Ramos, Dimas Robles, Tomas Robles, Rickey Shrum, Cheryl Snyder, Cecilia Solorio, Pera Lynn Stevens, Richie Strem, William Thomason, Pilar Valles, Rosemary VanRooy, Gary Wallace, Betty Welsh, and Louise Welsh.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following advisors and students of Emery High School of Emeryville: Mr. Clifton Shordike, and Mrs. Claire McGaw. *Students*—Linda Abeyta, June Baccus, Vera Brondolo, Darrell Broussard, Paul Castillo, Linda Christie, Edward Clark, Richard Crauthers, Madeleine Cristiani, Kathleen Curtin, Grace Fiore, Victoria Graves, Shirley Hudson, DeAnna Jackson, Jacqueline Johnson, Henry Leea, Jones Lee, Wesley McElhannon, Michael Mendoza, Peter Nash, Richard Pearl, Sadie Peters, Earl Porter, Claudia Potts, Carolyn Riccio, Linda Smith, Willie Stevenson, Bob Thomas, Lawrence White, Curtis Whitten, William Whitworth, Karyn Winger, Dennis Witschel, and Sue Berry.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Austin Hulbert and Mrs. Silvia Hulbert, of Boonville, Mendocino County.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Roy Stacey of Ventura, Dr. Prismich, Split, Yugoslavia; Mrs. Carl Johnson, Sacramento; Mrs. Regula Hug and Miss Regula Hug, Switzerland; and Mr. E. P. Langhofer, Sacramento.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Hillbrook Schools: Mrs. Nathalie Wollin, director; Mrs. Evelyn McFadon, teacher; and Mr. Ernest Balcomb, teacher. *Students*—Rusty Alquist, Cori Barnett, Alice Cady, Frank Crimmins, Larry Greich, Stephen Hall, Eric Johnson, John McCort, Mark Moran, Jon Paytress, Dan Resnick, Stephen Rosenthal, Ted Stave, Allan Thayer, and Meg Wainwright.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and Girl Scouts of Troop No. 9 of Oakland, who attend Montera Junior High School: Mrs. Chester Caldecott, Mrs. Barbara Anderson, and Mrs. Elmer Grose. *Students*—Christie Noble, Christine Anderson, Jane Flax, Theo Morrison, Sally Caldecott, Shelley Camp, Jo Ann Currier, Patricia Finch, Marilyn Grose, Diane Trower, and Judy Graeber.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bob Turner of Visalia.

On request of Senator Murdy and Lieutenant Governor Glenn M. Anderson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hon. Ernest Gisler, Mayor of Huntington Beach; Hon. Thomas H. Welch, Councilman of Huntington Beach; and William H. Gallienne and Lon Peek of Huntington Beach.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of *Antelope Elementary School* of Red Bluff: *Adults*—Mr. Jack Marshall, district superintendent; Mrs. Elizabeth Kemp, teacher; Mrs. Robert Hoffman, Mrs. Ray Reed, and Mr. Jim Sappington, teacher. *Students*—Becky Boots, Lynda Cripps, Cathy Dunson, Linda Eubanks, Evelyn Fitzgerald, Janice Foster, Patsy Gier, Linda Hedge, Linda Hicks, Ann Hoffman, Patricia Jarrell, Phyllis Peters, Sandra Pickard, Janet Pitman, Twila Reed, Donna Renstrom, Becky Ripley, Cynthia Samson, Barbara Smith, Glenda Wilson, Nancy Woods, Jeri Younger, Tom Ball, David Baker, Doug Berens, Bill Berry, Dennis Boydston, Bob Bunting, Doug Byrd, Chris Duncan, George Dunn, Tommy Goss, Gary Grafflin, Bill Hansell, Bob Harris, Bob Hilton, Steve Jones, Ernest Killinger, David Krause, Darwin Loucks, Steve Muir, Stephen Pritchard, Jim Ramsey, Dennis Rogers, Mike Rose, Gary Severe, Monty White, Mike Witt, Barry Woodhouse, and Ed Zink.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Sheldon Rodman of Pine Grove.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Senator Fred Kraft of San Diego, Mr. Harrison of San Diego, and Mr. Walter Christensen of Escondido.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Edward R. Ahram of Haywood, Mr. George MacLaughlin of San Leandro, Mr. George Daskalos of Oakland, Mr. Albert M. Amburn of Oakland, Mr. Alexander J. Reis of Oakland, Mr. Thomas H. Larkin of Oakland, Mr. C. Oliver Greenlee of Oakland, Mr. W. R. Thompson of Union City, Mr. H. L. Holpin of Berkeley, Marian C. Phillips of San Leandro, Max Vonnegut of Oakland, and H. T. Fogarty.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert B. Crall of Newark, Marcus McNamara of San Leandro, Mr. Leo Smith, Fremont; Mrs. Marcus McNamara, San Leandro; and Thelma Dickason, San Leandro.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Verlie Albera of Denver, Colorado, who is visiting the State Capitol today enroute to Hawaii; Mrs. Mildred Kling, Director of the Millrose School in Bakersfield; Mrs. Charles Quarre and Mrs. Frank Stockton, parents; and Pat Day, Pamela Howell, Monica Stockton, Charles McMahan, Cathy Quarre, Brookes Biggar, and Barbara Reasoner, students at the Millrose School in Bakersfield.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Monterey County Peace Officers: Frank C. Marinello, Monterey; Cdr. Melvin E. Klein, Monterey; Francis F. Simmons, Carmel Valley;

Thomas Dunigan, Seaside; Larry Wilson, Soledad; Howard V. Shebley, Monterey; Doug Baldwin, Salinas; Walter S. Mansfield, Monterey; B. N. Young, Salinas; W. A. (Jack) Davenport, Salinas; Gene Trenner, Monterey; Judge James D. Young, Soledad; Charles W. Benson, Del Rey Oaks; Harry W. Landis, Del Rey Oaks; P. A. Shinner, Soledad; Joseph A. Ruseconi, Soledad; Ray McIntyre, Salinas; Lt. Col. Grover C. Todd, Fort Ord; Harry N. Mauras, Salinas; and Al Giovanetti, Salinas.

On request of Senator McAtter, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following "Fortnighters" of First Congregational Church of San Francisco: Mrs. Ede Allen, Mrs. Ivy Barnes, Mrs. Minnie Bennos, Mrs. Marie Black, Mrs. Louise Booth, Miss Elizabeth A. Brown, Mrs. Ruby Campbell, Mrs. Frances Cotter, Mrs. Johanna Davidson, Miss Natalie Edwards, Mrs. Flora Grebe, Mrs. Agnes Holmes, Mrs. Mary Hunton, Mrs. Edna Groppe, Mrs. Julia Jamison, Mrs. Agnes Jenichon, Mrs. Wilma Kreter, Mrs. Carrie Lange, Mrs. Olaf Larsen, Mrs. Florence LaVoie, Mrs. Minnie Lowe, Miss Annalie Martens, Miss Henrietta Martens, Mrs. May McLaren, Mrs. Annette Megargee, Mrs. Emma Miller, Mrs. Charlotte Owens, Mrs. Ida Peterson, Mrs. Jean Potter, Mrs. Margaret Sears, Miss Ellen Speece, Mrs. Olive Stump, Miss Betty Tolhurst, Mrs. Maud Vekander, Mrs. Gertrude Washburn, president; Mrs. Daisy White, Miss Leora Williamson, Mrs. Rita Wright, and Mrs. Julia Smith.

On request of Senators Dolwig and Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles S. Edwards of Northridge.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to E. H. Behrend, M. Patvanian, and C. Arfwedson, Andrew L. Holmes, Eric Roby, Richard Roby, Silas T. Pipkin, R. J. and Mrs. Mackay, Charles and Mrs. Kelly, and H. C. Reynolds, Jr., all of Fresno.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William Clay of Garden Grove.

MESSAGES FROM THE GOVERNOR

Statement of

GOVERNOR EDMUND G. BROWN

on

GOVERNMENT REORGANIZATION

To the Senate and Assembly of the Legislature of California:

Two years ago, when I put before this Legislature the first proposals for reorganization of state government in California, I told you that "proper reorganization can best be accomplished over a period of several years. Too drastic an upheaval can thus be avoided and the benefits of experience in the early stages can be applied as further steps are taken."

Today I ask that you consider measures which will constitute a second major stage in the modernization of the executive branch of government. The proposals now before you will, in my judgment, result in more economical and efficient government not only during the life of this administration but for all administrations to come.

Until 1961, when we took the first steps toward streamlining state government, there had been no improvement in the structure of the executive branch in almost 30 years. The trend was toward proliferation rather than reduction of the many elements of government directly responsible to the Governor. As a result, the number of departments, bureaus, agencies and commissions reporting directly to the Governor had grown to more than 350. On the face of it, no Governor could find the time to consult effectively with 350 advisors, and the inevitable result was a diminution of government's responsiveness to the requirements of our 17½ million citizens.

Certainly no modern corporation would tolerate a management structure of such awkwardness and complexity, and I determined to apply to state government the now proven techniques of modern corporate management.

When I became Governor four years ago, I appointed a committee to study the organization of the executive branch. Out of that study came the Agency Plan—a proposal for grouping existing departments, bureaus, divisions and commissions into agencies, each with an administrator directly responsible to the Governor. The logical effect of this was the formation of the first Governor's Cabinet in the modern history of our State—a cabinet similar to the President's on the federal level.

With your enactment of the first stage of reorganization in 1961, and my appointment of the cabinet, the immediate result was a simplification of the structure of state government, economies in its operation and a higher degree of responsiveness.

I can tell you, without reservation, that the partial Agency Plan now in operation is fulfilling the high hopes we held for it two years ago. At the time of its enactment, the Legislature, with my support, also established a permanent Commission on California State Government Organization and Economy (The Little Hoover Commission) to appraise the preliminary steps taken and to recommend further improvements.

The commission worked diligently on its assignment. Hearings were held in all sections of the State and testimony from more than 90 expert witnesses was evaluated.

The prime objects of the commission's study were the four agencies to which you gave statutory recognition—Health and Welfare, Youth and Adult Corrections, Resources, and Highway Transportation. But it also gave much attention to four ex-officio agencies created by executive order—Business and Commerce, Revenue and Management, Public Safety and Employment Relations.

After examining the four statutory agencies, the commission agreed unanimously that they:

“—had made the Governor’s responsibility as Chief Executive more manageable and more effective.”

“—had filled a needed, but previously missing, level of political administrative leadership created by the size and complexity of California state government.”

“—had provided a potentially greater opportunity for more effective legislative review and improved communication with the executive branch.”

“—had produced specific and tangible benefits of program co-ordination among related departments, the elimination of overlapping services, and more effective utilization of manpower, space and financial resources.”

To this I add my own observation. Reorganization leads to the logical question: “Is it saving the taxpayers money?” I can tell you that it is.

When the first reorganizational steps were taken in 1961, I had such confidence in ultimate savings that no appropriation was made available in that year’s budget for the salary of the administrators. I said they would have to meet their own payroll out of economies within the departments they were administering. This was done, and both the savings and the salaries are now reflected in the budget document.

But the salaries of the administrators are but a fraction of the total savings under the Agency Plan. I will give you but one example of large-scale economy. One department proposed a budget of \$475,000 for the first year’s operation of a program to establish motor vehicle emission standards. The agency administrator recommended contracting with another jurisdiction for the services at a savings of \$115,800.

Over the past two years, administrators have given you other examples of meaningful savings, and I refer you to them for specific instances in which elimination of overlapping services and more effective management have led to economies for the taxpayer.

The Little Hoover Commission believes that what we have done is sound and so do I. But only the first step has been taken. If we are to reach our goal, other advances are now in order.

I

High in priority is the Governor’s need for prompt and effective executive staff services which marshal all the pertinent information vital to policy formulation and administration.

Staff advice now comes to me through two channels—my personal staff and the Department of Finance. Each makes an important contribution. My staff has the resources for determining public requirements. The Department of Finance has the resources to develop data quickly and to propose alternatives for meeting those requirements within our fiscal limitations.

But under our present system of government, the Director of Finance has a dual role. His primary responsibility is to serve as my

adviser on policy, management and fiscal affairs. But he also has other major assignments, many of them unrelated to his principal duty. The demands upon him have become so heavy that it has become increasingly difficult to carry out his basic responsibility. In addition to preparing and administering the budget, the department now must provide office space, printing, communications, purchasing, automotive management and a host of other general services to state agencies.

He must also represent the State on 31 boards and commissions and provide a link between the administration and the Legislature on major fiscal issues.

Because of his many areas of responsibility, the director has had to strike a balance in the allocation of his time between the competing demands of fiscal management and general services.

A Director of Finance relieved of responsibility for administering general services functions involving more than 3,000 employees would be able to undertake more basic program analysis within departments than has been possible in the past. This is essential if significant economies are to be achieved.

Thus, my first proposal to you calls for a reorganization of the Department of Finance. To accomplish this, I support a proposal now before you to create a new Department of General Services, to include the Division of Architecture.

I also propose that activities of the Department of Finance which do not have a direct relationship to the department's primary mission, and which are not general service and supply functions, be transferred elsewhere in state government. As an example, the Division of Fairs and Expositions should become a part of the Department of Agriculture.

My purpose in asking for a Department of General Services is not merely to reshape the responsibilities of the Director of Finance. An independently strong and conclusive case has been made for giving departmental status to the service and supply functions. The proposed Department of General Services would have approximately 4,000 employees, a budget of \$10,000,000, and would be concerned with the expenditure of over \$300,000,000.

To illustrate, the Purchasing Division alone is responsible for annual expenditures approximating \$100,000,000. Service and supply functions require specialized professional attention which can be achieved only through departmental status.

I asked the Little Hoover Commission to study this proposal before I presented it to you. It has produced a cogent report which reads, in part:

"In summary, the commission concurs that a basic reorganization of the Department of Finance is both necessary and desirable if the executive branch of the state government is to meet effectively the present and future needs of the state government and in turn the needs of the people of California. It is recommended, for the reasons stated herein, that steps be taken by the Legislature and the Governor

to establish a Department of General Services separate from the Department of Finance. Such a proposal has been regularly and responsibly put forward for the past 25 years. In the commission's view, *it is time to act*. This action, in the judgment of the commission, will not only facilitate an improved level of general services administration but will permit the Director of Finance to devote his energy and talent to his principal assignment—that of being the Governor's chief fiscal, planning and program adviser."

The commission also suggested that the Office of the State Fire Marshal be removed from the Public Safety Agency and be placed in the new Department of General Services, thereby aligning it organizationally with other central services. I concur.

As you know, I also have considered reshaping the program, management, fiscal and planning activities of the Department of Finance into an Executive Office. I asked the Little Hoover Commission to make an extensive, impartial analysis and present its views to you and to me. The commission does not favor such a move at this time. Its special report reads in part:

"... the commission endorses the basic objective of strengthening the program, fiscal management and policy advisory services to the Governor. It is believed, however, that these objectives can be attained, at this time, through the continued existence of a reoriented Department of Finance as a separately identified department. After sufficient experience with the operation of a General Services Department and the new agencies, together with related internal reorganization and changed emphasis in the Department of Finance and the Governor's office, judgments concerning the need for further major reorganization of the central executive offices can then be reached on the basis of much more additional evidence than is now available."

This is a reasonable approach. I accept the commission's judgment that we should move cautiously and will not propose an Executive Office at this time. Rather, I suggest that we proceed as the commission suggests by establishing a Department of General Services, removing certain other activities from the Department of Finance, and working within this framework to achieve better co-ordination between my personal staff and Finance.

Through this reorganization of the Department of Finance, it is my intention to (1) provide for more vigorous administration in the area of essential service and supply; (2) to provide for a more effective attack on fiscal, program, management and planning problems, and (3) to work for more direct co-ordination between my office and those units remaining in the Department of Finance.

II

Next, I propose statutory status for the Business and Commerce Agency.

Experience to date has shown, to my satisfaction, that this agency is an effective combination of activities which are of great service both in improving the economic climate of California and providing necessary regulation to protect the public interest.

The Little Hoover Commission similarly approves statutory recognition of this agency.

The agency would have the following components:

1. The Departments of Professional and Vocational Standards and Alcoholic Beverage Control, with related boards and commissions.
2. The Departments of Insurance and Banking, the Divisions of Corporations, Savings and Loan and Real Estate, and the Districts Securities Commission.
3. The three Boards of Pilot Commissioners, the Board of Osteopathic Examiners, the Horse Racing Board and the Athletic Commission.
4. A new Office of California Development, consisting of the functions now performed by the Economic Development Agency and the World Trade Center Authority. I also contemplate that the Director of California Development will have available for consultation a California Development Advisory Board.
5. A new Department of Housing will be proposed to the Legislature in a separate message, with the recommendation that it be included in the Business and Commerce Agency.
6. The Office of Consumer Counsel, an office created by the Legislature in 1959 which has served as a watchdog of the consumer's pocketbook, and has clearly established its value.

Before you is a separate proposal for establishment of a new Office of Tourism and Visitor Services. I give this proposal my full endorsement and if it is adopted by the Legislature, I will propose that it be incorporated into the new Office of California Development.

I believe inclusion of tourism, the World Trade Center Authority and the Economic Development Agency within the Business and Commerce Agency is a logical grouping. State regulation of major financial institutions within the state has a direct bearing on what is being done in other sectors to develop a stronger foundation for our economy.

III

I also propose that we consolidate gains already made in existing statutory agencies.

Health and Welfare Agency

California has long had a reputation for excellence in its vocational rehabilitation service. However, there is a clear need for re-emphasis of this service in an age of swift technological change.

I therefore propose that we establish a Rehabilitation Department within our Health and Welfare Agency.

It has become apparent that present placement of the service within a department having the vast responsibility of educating our children has made it difficult for vocational rehabilitation to secure the attention and status it must have. Thus, it seems appropriate to recommend moving this function from the State Department of Education to the Welfare Agency, where it can co-ordinate its functions with the Departments of Mental Hygiene, Public Health and Social Welfare.

The success or failure of the rehabilitation effort has a direct impact on the health and welfare programs administered by this agency. Experience has shown that the person not successfully rehabilitated will, almost without exception, become a recipient of one or more of the programs under jurisdiction of the Health and Welfare Agency. Certainly, this would give the agency the greatest incentive to develop an increasingly effective program.

The department I propose would consist of a number of organizational units now in the Department of Education. Included would be Vocational Rehabilitation Service, Field Rehabilitation Services for the Blind, the Orientation Center for the Blind, the Opportunity Center for the Blind and California Industries for the Blind.

In developing this proposal, consultations have been held with the Superintendent of Public Instruction and his executive staff. They have been most co-operative and their views have been considered in developing this more appropriate separation of functions which are primarily vocational rehabilitation from those which are primarily educational.

As a further step to improve our rehabilitation services, I have included in the budget of the Department of Industrial Relations a screening unit to review the cases of industrially injured workers. This unit's purpose would be to alert the injured worker to the opportunities and services available to him.

This is a function now undertaken by many other states, but one to which too little attention has been paid in California. The proposal is consistent with the recommendations of the Council of State Governments for 1963.

When we took the first steps toward reorganization two years ago, we recognized there were many boards and commissions that should be assigned ultimately to the most appropriate agency. An example is the Citizens' Advisory Committee on Aging. While this committee concerns itself with many other interests of our senior citizens, its major activities are related to, and require co-ordination with, programs that come under the jurisdiction of the Health and Welfare Agency.

I therefore propose that you enact legislation to place the Citizens' Advisory Committee on Aging in the Health and Welfare Agency.

When you approved my recommendation in 1959 for creation of the Office of Co-ordinator of Atomic Energy Development and Radiation Protection, the newness of the program, the degree of public concern, and the importance of assuring co-operation of all departments of state government, made it advisable to place this responsibility directly under me.

The program we have since developed places California in a position of leadership in both atomic energy development and protection. The United States Atomic Energy Commission in recognition of this, has transferred certain of its regulatory prerogatives to California.

I believe the program is now sufficiently established to integrate it with comparable public protection functions.

I therefore recommend that you place this office within the Department of Public Health.

IV

Highway Transportation

If, as I suggest, you transfer the Division of Architecture from the Department of Public Works into the proposed Department of General Services, the name "Public Works" would no longer be descriptive of that department and the name should be changed to Department of Highways.

I also believe the Division of Aeronautics and the Aeronautics Board do not belong in the Department of Public Works and should be placed in the Highway Transportation Agency but not within a specific department of that agency.

The original name of the agency, Highway Transportation, suggests it concerns itself only with highways. Actually, the agency is involved with the relationship of highways to other forms of transportation and with the broad, comprehensive planning and development of all transportation.

I therefore propose legislation that (1) re-names the agency Highways and Transportation; (2) changes the name of the Department of Public Works to the Department of Highways, and (3) places the State Aeronautics Board and the Division of Aeronautics as an integral part of the agency rather than as a part of Public Works.

V

Youth and Adult Corrections Agency

At the present time we have an inconsistency within the Youth and Adult Corrections Agency in that the Board of Corrections is a part of the Department of Corrections. I believe it should be given separate status. This board has agency-wide scope. The agency administrator is its chairman by law and its membership includes the director of the Youth Authority, the vice chairman of the Youth Authority Board and the Director of Corrections.

I therefore recommend to the Legislature that we give the Board of Corrections separate status within the Youth and Adult Corrections Agency.

VI

Once more I propose to you legislation and an accompanying constitutional amendment granting the Governor the reorganization powers now given the President and governors of certain other states.

It would give the Governor authority to develop reorganization plans along the following lines:

1. Transfer of any unit of government, or its functions, to the jurisdiction and control of another.
2. Consolidation or integration of the functions within a unit.
3. Consolidation or integration of the functions of various units.
4. Abolition of part or all of the functions of any jurisdiction.
5. Abolition of any unit whose functions have been found obsolete.
6. Authorization for an officer to delegate any of his functions.

Under this proposal, the Governor would develop reorganization plans and present them to the Legislature for consideration. The plans would become law 91 days after final adjournment of the Legislature, unless either the Senate or Assembly passed a resolution disapproving them.

This would increase flexibility in the organization of the executive branch. The Governor would be responsible for determining necessary changes, but the Legislature would have veto power.

In 1932, the federal government gave the President broad powers to reorganize administrative agencies by executive order. This largely was a reaction to an economic crisis. In 1939, however, the President was given more permanent authority.

Today, the President's responsibility and authority to organize his administration is universally accepted. The President annually submits his plans for reorganization to Congress. These plans become law if not disapproved by Congress. Thus, the President has the power to initiate structural and functional changes, while Congress retains review and veto powers.

Several states have followed the federal example. In 1955, Pennsylvania's General Assembly passed a reorganization act modeled after the federal law, and the Alaska Constitution authorizes the Governor to make changes in the executive organization, retaining for the Legislature the power to review and approve or disapprove.

VII

Finally, while we all accept the fact that structure is important, it is skilled and dedicated personnel which ultimately determines the effectiveness of government.

I therefore support legislation favored by the State Personnel Board which will make it more certain that managerial talent is used to its fullest potential.

This measure would permit the State Personnel Board to establish, within the civil service framework, as provided by Article XXIV (24) of the State Constitution, a special merit system of selection, tenure and personnel management for the higher civil service positions in state government.

It would be a different and entirely separate system from that which is applicable to the regular civil service and the statutes which regulate and control the operation of the regular civil service would not apply to it. It would be applicable only to employees who are now in the highest levels of the present civil service structure, the relatively small number of employees who are at the level of Division Chief or higher. It would meet the special problems encountered in the selection, placement and retention of top-level administrative employees. No incumbent in an existing high level classification would lose any of his rights.

I believe the affected personnel should have a closer identity with the programs of their departments. Their advice on departmental plans and policies is often critical.

A departmental director may well want to redeploy his managerial staff to meet shifting program needs. He also may wish to place in key positions persons in whom he has complete confidence. He also may wish to assign responsibilities to those who have developed outstanding managerial capacity.

Regular civil service processes do not always make possible such flexible use of top civil service executives. Further, the selection of men for top executive positions often calls for development of information and use of appraisal processes beyond the limitations that govern regular civil service tests. Similarly, the legal guarantees that accompany permanent civil service status in a position—with removal for cause being a matter of serious personal incompetence or turpitude—are at variance with the need for a flexible assignment of top managerial talent.

The purpose of the proposed legislation is to enable the Personnel Board to meet this problem by authorizing it to create a merit system specifically tailored to the personnel management needs of top administrative posts.

In the large body of the civil service where the popularity and proven worth of traditional civil service practices and safeguards are well established, there need be no change beyond the continued effort at improvement that already characterizes the administration of this system.

The proposed legislation does not attempt to create, full-blown, an untried system. Rather it provides the machinery whereby the board can, with care and deliberation, develop and adjust a merit system which remains continually responsive to the particular needs of the state for top managerial talent.

Separate legislation dealing with water quality control in California will soon be presented to the Legislature. While it deals mainly with quality control of one of our most precious natural resources, it also has major organizational implications within the Resources Agency. I urge you give this serious consideration when it reaches you.

VIII

My recommendations for this second stage reorganization of the executive branch are extensive but cautious. They envision major changes in the present executive structure but in every case are conservative and logical extensions of first stage reforms already in effect.

I have no doubt they will arouse controversy. It is, unfortunately, the nature of government to multiply, rather than simplify, its functions. Interests within and without government will resist changes in a system—however unwieldy—which they believe presently affords them special protections or services.

But controversy must not divert us from answering positively the question that confronts government at all levels today: *How can we serve the people more efficiently, more responsively, and more economically?*

This message contains my answer. I submit it to you in the confidence that we share a common concern for the increasing demands on state government and a common determination to prepare government for even greater demands in the future.

Respectfully submitted,

EDMUND G. BROWN, *Governor*

March 20, 1963

Message read, and ordered printed in the Journal.

Statement of
GOVERNOR EDMUND G. BROWN

on

TAX REFORM AND REVENUE RECOMMENDATIONS

To the Senate and Assembly of the Legislature of California:

With this message I am submitting a two-year, two-phase series of tax reforms which should enable us to finance the services of state government through the 1964-65 fiscal year without new or higher taxes.

My Budget Message, sent to you February 4, contained a general summary both of the proposals and the reasons for presenting them at this session of the Legislature. In the intervening weeks you have had an opportunity to weigh my recommendations in the light of your own fiscal philosophies and to consider the comments of your Legislative Analyst.

I address you today to present further evidence in support of tax reform and to correct misstatements which have given rise to an unfortunate degree of confusion.

Let it be clear at the outset that I am *not* proposing new or higher taxes. I propose only that tax payments become more current with the essential state services they finance.

There is in the 1963-64 Budget now before you a gap between revenues and expenditures. *But we can close that gap with reforms I list below, exclusive of withholding of personal income taxes.* My recommendations for withholding affect not this budget but the budget for the 1964-65 fiscal year. And I can tell you quite frankly that unless the withholding system is adopted this year the alternatives before us in the Budget Session of 1964 will be withholding or a tax increase.

I have made a pledge that I will neither propose nor support new or higher taxes in the 1963-64 fiscal year and there is nothing in my tax reform recommendations that contradicts or evades that pledge.

It is most unfortunate that partisan attempts have been made to confuse my recommendations for next year with my commitment of this year.

Even a cursory reading of my Budget Message shows that we do not need withholding to balance this year's budget, but that we will need it, or a tax increase, to balance next year's budget.

It is true that I could present to the current session of the Legislature only my recommendations for balancing the 1963-64 budget and remove all possible cause of confusion. But I have chosen to submit the withholding feature to you in this session, instead of in the Budget Session next year, because it will give us a longer time to prepare for the changeover and to consider possible amendments adequately in advance of enforcement.

If it is your decision to enact the two-year reforms over two sessions instead of one, that is your privilege. But, I repeat: the necessity for enactment of withholding will be even more urgent next year and the narrow time span between enactment and compliance would create difficulties both for the State and for the taxpayer.

Admittedly, the tax reforms I recommend over the next two years will produce one-time revenue windfalls in those years. But we must consider them not merely as methods of balancing our budgets over the next two years but as long-range benefits that will place this State in a much stronger fiscal position into the long future.

What I propose is not new or experimental. Pay-as-you-go is the policy of the federal government and of 26 of the 32 states with a general personal income tax. All have found it equitable to the employer and to the wage earner. All have found it sound public policy. Governors Rockefeller of New York and Hatfield of Oregon both assure me that the sound-and-fury *precedes* the enactment of withholding. But once it is in effect both employers and wage earners regard it as a tremendous improvement over former collection procedures.

I re-emphasize that withholding must stand on its own merits. We should adopt it not as a temporary means of holding the tax line but as a wise and prudent long-range policy.

The present system is grossly unfair to the taxpayer who must pick up the tab for the tax-dodger or the new family that comes to California but does not pay its first penny of income taxes until a year or more later.

The present system forces the State to borrow from itself during lean revenue months and the interest cost is borne by the taxpayer.

The present system is obsolete by all sound fiscal standards.

I urge you to replace it with a system which will insure an orderly cash flow into our treasury; which will close loopholes now costing us many millions a year, and which will distribute the tax responsibility fairly among all our citizens.

But my immediate concern, of course, is with the first phase of my recommendations—action that must be taken to balance the 1963-64 Budget now before you.

First, however, let me summarize the essentials of our financial position. My budget calls for General Fund expenditures in the coming fiscal year of \$2.11 billion—an increase of \$187 million over the current fiscal year. Of this increase

Eighty-five million dollars represents additional state support for local public schools and higher costs relating to school operation. This includes \$30 million in new state apportionments, approximately one-third of the amount sought by local school representatives.

Eighteen million dollars represents additional operating expenses at centers of higher education, approximately one-half the amount sought by those responsible for the direction of our state colleges and university.

Fifty-one million dollars is to be found in payments for public assistance, traceable not to new programs but to the increase in number of needy children and needy disabled and to the fact that this year we are using the surplus in our premium deposit fund before calling upon current tax revenue for adequate medical care of our senior citizens.

Twenty-two million dollars represents General Fund salary increases (\$8.9 million more will come from special funds) in sectors where present pay schedules are most seriously out of line with comparable positions in other public agencies and industry. This, again, is approximately one-half the amount sought by the State Personnel Board and less than one-half the adjustment sought by the California State Employees' Association.

The above requirements, together with a heavier workload in the field of corrections and moderate improvements in the field of mental hygiene, account for the increase in General Fund requirements in 1963-64.

There is, of course, a multitude of minor adjustments resulting from population growth, but the four basic appropriations—none of which satisfies those most directly involved—are the determinants of our rising outgo.

Tax collections and other revenues available to the General Fund in 1963-64 from existing sources are estimated at \$1.94 billion. This leaves a gap of \$165.3 million between revenue resources and expenditure requirements.

The First Phase—1963-64

I propose we close our revenue gap this year by using surplus oil and gas revenue for support of education and by taking the first step toward a current payment system for taxes on personal and corporation incomes and insurance premiums. This more current collection system, together with surplus oil and gas revenue and the closing of tax loopholes, will balance our budget. Elimination of the features in our present law which allow postponed tax payment will alone produce \$139 million in additional revenue.

Let me re-emphasize that I am recommending neither an increase in the tax rate nor a broadening of the tax base, and that this first phase involves no elements of the withholding system proposed to take effect next year. Rates will remain at exactly their present levels, and I propose to cancel income tax liability of less than \$5 in the case of a single person and less than \$10 for a couple or head of household. This also would become effective in the 1963-64 fiscal year and would relieve 850,000 persons of income tax liability at a cost of only \$2.5 million to the State.

I do not have to spell out for you the vital statistics of our continuing population growth. We are expanding at the rate of 600,000 new residents a year. More than half come to us from other states and the remainder represent births within the State. The dramatic element of our growth is that each year we become a younger State. Our median age in 1950 was 32.1 years. It was 30 years in 1960 and will fall to 27.3 in 1970 and 27 in 1975.

Earl Warren once said our population growth is a bargain in terms of its eventual return to the State, and I agree. It is not, however, free of immediate costs to government—costs which are not repaid in the same year we must furnish essential services. This lag in revenue collections must continue to plague us unless we act to phase income more closely with outgo.

Roughly half of our General Fund tax revenue is fully paid when due. There is no installment option to be exercised at the discretion of the taxpayer. Horse racing fees are paid daily during a racing meet. Excises on cigarettes and alcoholic beverages are paid monthly. The sales tax for one quarter is due the first month of the next quarter.

Except for gift and inheritance taxes, the income tax and levies on insurance companies, banks and corporations—which amount to 40 percent of all General Fund taxes—are the only levies we do not collect on a reasonably current basis. Instead, we must wait up to two years for payment of revenues we are spending today for today's needs. It is here that I propose we take corrective action for the 1963-64 fiscal year.

I recommend, therefore, that the installment privilege for the bank and corporation tax and the personal income tax be eliminated after January 1, 1964. This will have the effect of bringing 95 percent of all General Fund levies into greater phase with cost requirements.

Here are my specific recommendations as they will affect banks, corporations, insurance companies and individuals:

Banks and Corporations

1. Elimination of the franchise tax installment option after January 1, 1964.

2. Closing of tax loopholes to bring our procedures into greater conformity with federal law affecting entertainment expenses, gifts, club dues and similar deductions. This also will affect individual income taxpayers.

The franchise tax is levied for the privilege of operating in California as a corporation. It is measured by the net profits from California operations in the previous year and is payable in two installments—one accompanying the tax return, the other six months later. In the case of a corporation operating on a calendar year basis, the return and half the tax are due March 15, the remainder September 15.

As the first step toward a current payment plan, the revenue program would require full payment by corporations when the return is filed. Because banks and financial corporations pay taxes at a rate nearly double that of general corporations, the new schedule will allow banks and other financial firms two years in which to accomplish this first step. This feature will add \$82.5 million in General Fund revenue during 1963-64.

Insurance Companies

The insurance tax is one of our oldest state levies. It is paid for the privilege of doing business in the year in which the premiums are received. In this respect it is much like the retail sales tax which is levied for the privilege of selling tangible personal property. However the retailers must remit their sales tax after each quarter, whereas insurance companies have until June of the following year to make payment.

I propose to place the insurance tax and the sales tax on equal footing with regard to collections—both due in the quarter following the taxable transaction.

In this respect we shall be following the lead taken some years ago by New York and in 1961 by Pennsylvania with respect to life insurance companies.

Quarterly remittance of this tax after January 1964 will add \$22 million to available revenue in the coming fiscal year and will provide a continuing source of \$1.5 million additional General Fund revenue in future years.

You will hear complaints that any change in California's insurance tax laws will invoke retaliation by other states against California companies. This is possible but by no means likely.

By sponsoring and securing enactment of retaliatory statutes in nearly all states, the insurance industry has insulated itself against tax increases. In many cases, a state which raises its insurance tax rate risks subjecting its insurance companies to higher rates on business done in other states. For this reason there have been few changes in the state levies on insurance business during recent years. The share of government support contributed by insurance companies has remained stable. In 1939-40 insurance companies accounted for 2.5 percent of tax revenue in all states. Last year their share was 2.9 percent.

In sharp contrast, twenty-two years ago corporate income taxes accounted for 3.0 percent of revenue in all states; last year their share was 6.3 percent.

The situation is the same for California. Where two decades ago the insurance industry accounted for 2.9 percent of state tax receipts, they contributed only 3.1 percent last year. Bank and corporation taxes have moved from 7.7 percent of the total in 1939-40 to 12.6 percent last year.

It may be alleged that quarterly payments of the insurance tax will also result in retaliation which will require similar payments elsewhere. Again, I say this is possible but unlikely. There was no retaliation against Pennsylvania when it placed life insurance companies on a quarterly payment basis two years ago. If California joins Pennsylvania and New York in requiring quarterly remittance of this tax, other states are likely to follow and the issue of retaliation on this point will be short lived.

Let me make it clear that I have no desire to injure California insurance companies, even though they may be caught in tax webs of the industry's own weaving. But I do not believe that the insurance companies should either write our tax laws or circumscribe those whose responsibility it is to write these laws. The mere possibility of retaliation by some states should not prevent us from adopting desirable changes in our insurance tax laws. If having made these changes, there are instances of retaliation, I shall be glad to consider measures of relief at the 1965 legislative session.

Individuals

I propose we eliminate, after January 1, 1964, the option of paying the personal income tax in three installments. This change will have absolutely no effect on the 92 of every 100 taxpayers who already follow the practice of paying in full at the time they file their return.

Those with substantial tax obligations who now use the installment feature will be placed in the same position as those in the lowest brackets who must pay in full if the tax is \$50 or less.

The present law gives these people eight extra months in which to discharge their obligations. Cancellation of this privilege as the first step in the current payment program will result in prompter collection of \$35 million during the coming fiscal year.

Second Phase—1964-65

As the second step in an orderly transition to current payment procedures, I recommend the enactment of legislation providing for a withholding tax on personal income, effective July 1, 1964, and estimated tax payments by California banks and corporations, beginning in 1965.

These changes in our state tax system will require careful advance planning both by the State Administrative Office and the business firms involved. Adoption of the program at the current legislative session, rather than during the Budget Session of 1964, will not only provide time for this planning, but will afford opportunity for perfecting amendments, if needed, before the new procedure is actually placed in operation.

Individuals

Essentials of the proposal regarding the personal income tax include:

1. Payment by means of relatively minor payroll deductions starting in July 1964, supplemented by quarterly remittances by those with substantial income not subject to withholding.
2. Forgiveness of one-quarter of the tax on 1964 income when the return is filed in 1965.

I want to emphasize three important facts in connection with this proposal: I am not proposing new or higher taxes. I am not imposing the income tax on any person who does not already have a liability to pay this tax. I am not asking individuals or employers to do anything they are not already doing under provisions of the federal income tax. In fact, millions of individuals who are subject to the federal tax will not be affected by this part of the state tax program.

On the contrary, in addition to the cancellation of tax obligations for those in the lowest tax brackets beginning next year, forgiveness of one-quarter of the tax in 1965 will reduce the amount to be paid by a great many retired persons, farmers, small business operators and others who will be in no way affected by this legislation.

Because the withholding tax is probably the most important and far-reaching part of the recommended program, I want to discuss it in some detail.

First, we will conform with federal laws exempting agricultural and domestic workers from withholding.

Withholding procedures will apply to only about half of those persons who are regularly employed as wage or salary workers. The remainder are not subject to the income tax because of our relatively high exemptions and the various credits allowed in determining taxable

income. Of course, those who enter the labor force on a temporary or seasonal basis will be subject to withholding, if their pay rates exceed the minimums. In all instances, refunds of any amounts over-withheld will be promptly made.

Withholding provisions will apply to single persons whose annual compensation for personal services exceeds a \$2,340 annual rate and to married couples whose wage and salary rate exceeds \$4,680 a year. The point at which withholding starts will rise approximately \$600 for each dependent. For a family of four with salary income of \$10,000 a year, the payroll deduction will amount to \$1 a week and there will be a refund of at least \$4 after the annual income tax return is filed.

Employers will begin deducting state income tax in July 1964. Larger firms will send this money to the Franchise Tax Board each month, with a formal tax return once each quarter. Small firms, withholding less than \$100 a month, will remit quarterly.

Individuals who receive income from sources other than wages and salaries will file an estimated tax declaration and remit quarterly, if the tax on such income exceeds \$40. In this respect, state practice will follow that of the federal government, except that the state law will allow for a much larger income from these sources before there is an obligation to make a tax declaration and pay currently.

The transition from present income tax procedures will be substantially eased by the provision forgiving one-quarter of the tax due on 1964 incomes when the tax return is filed in 1965. In making this allowance, California will be the first state to adopt a forgiveness feature without at the same time raising tax rates or reducing exemptions. New York, Minnesota and Wisconsin, the only other states granting forgiveness, all increased the amount of their levies before cancelling tax obligations.

I do not claim this transition can be made without an overlap in tax payments. During the period which begins July 1, 1964, and ends June 30, 1965, many of our people will pay one and one-fourth year's tax. However, hundreds of thousands whose tax payments are not changed by the transition—those living on moderate retirement incomes, many small businessmen and farmers—will actually pay only three-quarters of their normal tax.

So let me quiet once and for all the specious claim that this is double taxation or two-years' tax in one, or any of the other false statements concerning this period of transition.

From the taxpayer's viewpoint the principal advantages of the proposed current payment plan are convenience and ease of payment. The great majority of taxpayers will find their state income tax obligation fully paid through the paycheck deduction.

There will be no more need to meet last year's tax debt from this year's reduced income, as now occurs in the year after retirement or after a reduction in current earnings. Similarly, there will be far less likelihood that the lump-sum tax payment, or an installment, will coincide with the unforeseen expense of an illness or an accident.

A more equitable distribution of the taxload is a third advantage of current payments. In a state such as California, even with outstanding

tax administration and enforcement, many escape taxation entirely. Some leave the State. Others manage to keep one step ahead of the tax collector until collection expense becomes costly and the tax is written off by the State as a bad debt. Still others evade the tax until one or another feature of the present enforcement program uncovers their delinquency.

Under withholding tax procedures, these types of evasion and avoidance will become far more difficult, if not impossible, and these people will start to pay their share of the cost of state governmental activities currently for the first time.

On adopting the withholding system, New York collected \$40 million more than it expected to receive on the basis of experience. This represented 5 percent of its total collections. Maryland raised its collections 11.5 percent; Kentucky 9 percent and Utah 6.5 percent. It is entirely reasonable to expect that California, despite excellent present administration, will uncover some evasion and the revenue estimate, therefore, contains an allowance of \$10 million—an amount equal to roughly 3 percent of the present receipts—to cover this aspect of the improved tax program.

The cost of compliance should also be placed in proper perspective. All employers are currently deducting federal withholding tax. This plan will involve merely an extension of existing procedures. In all instances the cost should be nominal.

Similarly, there will be additional expense to the State. The initial cost is estimated at \$2.5 million, but this expense will be reduced as present administrative practices are discontinued and the full economies of modern tax machinery and methods are realized.

Of the 32 income tax states, 26 now use the current payment plan in one form or another. The list includes such major industrial states as New York and Massachusetts, such progressive states as Minnesota and Wisconsin, such conservative states as Vermont and Virginia, and the new states of Alaska and Hawaii. Nine of the 13 western states use this collection procedure. Approximately 85 percent of all state income tax nationally is now collected in this way.

I am, therefore, not proposing an innovation nor imposing burdens not generally carried by the citizens and the employers of more than half of our sister states.

Current payment of the income tax through withholding and tax declarations will produce an estimated \$96.2 million for the state General Fund. This, coupled with the loophole closing and other revisions recommended for the coming fiscal year, will total \$99.1 million in receipts from this source during 1964-65.

Banks and Corporations

The essential points of my recommendations regarding the bank and corporation tax to be made effective in 1964-65 are:

1. Provision for an estimated tax return by larger banks and corporations beginning in 1965.
2. Credit for the double tax paid in the past by most of our corporations.

The franchise tax is levied for the privilege of operating in California as a corporation. It is now measured by the net profits from California operations in the previous year and is payable in two installments—one accompanying the tax return, the other six months later. In the case of a corporation operating on a calendar-year basis, the return and half the tax are due March 15, the remainder September 15.

The essence of my proposal with regard to this tax is that the measure of the tax for the privilege of operating in a current year shall be the profits of that year. This will involve an estimate of earnings, partial payments as the year progresses and a final settlement after the yearend. Calendar year corporations and banks would estimate their earnings for 1965 and pay half the tax in June of that year. The remainder would be paid in December and a final tax return would be made in March 1966.

In order to limit the application of this procedure and avoid possible hardship upon small corporations, I recommend that estimates and current payments should be required only when annual taxable earnings exceed \$25,000.

Under present law, newly organized corporations and those extending their operations to California pay a double tax in their second year. Both taxes are measured by their first-year profits. One is for the privilege of having operated in that first year and the other is for the privilege of operating in year two. In lieu of partial tax forgiveness for all corporations, I recommend that those which have paid a double tax under this feature of the present law be given a credit against the tax on 1964 profits—payable in 1965—in the amount of this double tax, a sum estimated at \$65 million.

This plan will also close one of the major loopholes in our corporation tax law. The provision making one year's profit the measure of the next year's tax is a standing invitation for fly-by-night operators and single project corporations to concentrate tax-free income in the last year of operation. Under my recommendations this channel of evasion will be closed.

The tax payment by banks and corporations, less the credit offset, will produce \$32 million additional General Fund revenue in the 1964-65 fiscal year. This, together with the final installment payment of the 1964 bank tax and the loophole closing amendments recommended for the coming fiscal year, will provide a total of \$44 million additional revenue from the bank and corporation tax in 1964-65. An estimated \$40 million will be added in the following fiscal year as the accelerated payment program is fully achieved.

The estimated tax procedure and current payment plan recommended for banks and corporations is neither new nor costly of administration. The federal government now requires that such an estimate and tax payment from the larger corporations be made in September and the revenue bill now before Congress advances this date to March. Oklahoma has followed this plan since 1961 and Georgia has just recently adopted such a program.

In all, less than 20,000 corporate taxpayers will be required to file an estimate of current earnings; thus, the cost of compliance and state expense will be a minute fraction of the revenue involved.

Insurance Companies

I also urge you to take action at this session towards elimination of the so-called principal office deduction currently given insurance companies. It would not take effect until the 1964-65 fiscal year—and would have no effect on the budget now before you. But action should be taken this session if this proposal is to appear as a constitutional amendment on the 1964 ballot.

The insurance tax is levied in lieu of all other taxes upon the insurance industry, except real estate taxes and motor vehicle fees. This blanket exemption includes not only state taxes but local privilege taxes as well, both on the insurance companies and on their salesmen.

If the insurance company owns a principal office in this State, the local property taxes paid on such holdings may be offset against the state insurance tax. Last year this offset amounted to \$4,291,000 and it is increasing at approximately \$500,000 a year.

Curiously, only one out of every seven insurance companies has taken advantage of this deduction. In many instances the home office is principally an insurance company office. But in many other instances it is a commercial structure, housing stores, offices, garages and other business tenants in direct competition with other commercial building operators who receive no offset against their state tax obligations.

A constitutional amendment and the necessary statutory changes would eliminate this subsidy to one-seventh of the insurance companies. If this is done, the 2.35 percent tax rate will apply equally to all insurers, except those engaged in ocean marine business who pay 5 percent of their underwriting profits. It will end the state subsidy for one commercial structure in competition with another, and it will return \$5.3 million to the State Treasury in 1964-65.

I recommend, also, that revenue from the surplus line brokers' tax be deposited in the State General Fund rather than the Insurance Fund.

The surplus line brokers' tax applies to insurance placed by a broker with a company which has not been admitted to sell insurance in this State. Except that the rate is 3 percent and collections go to support the Insurance Commissioner's office, it is exactly like the gross premiums tax collected for support of general government.

In total, elimination of the principal office deduction, estimated to be \$5.3 million in 1964-65; earlier realization of the growth in the insurance tax base, and this broader use of the surplus line tax will produce \$7.5 million for the State General Fund in 1964-65 and even larger amounts in subsequent years.

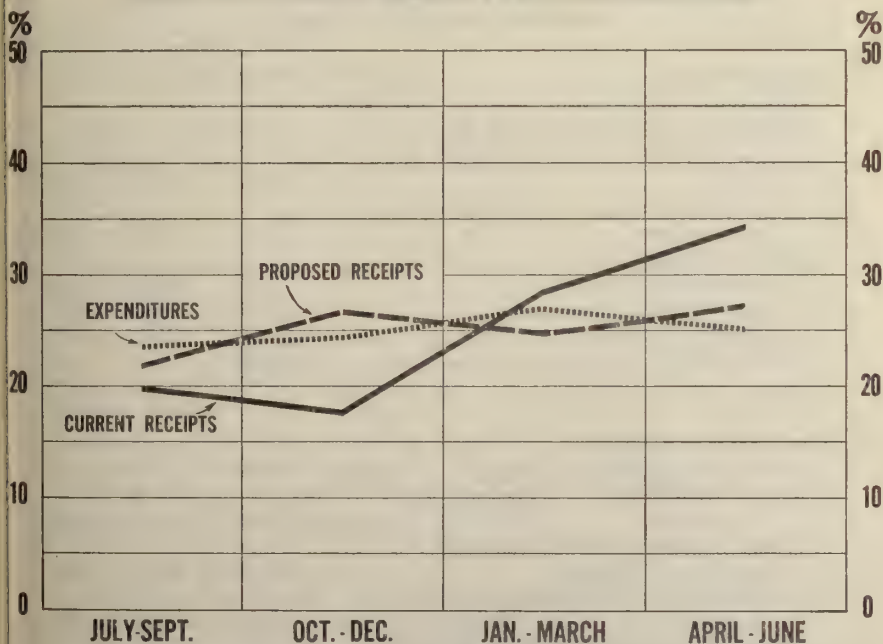
The General Fund revenue effect of this co-ordinated program is estimated to be \$151 million in 1964-65. This, however, is by no means its total dimension. It will provide at least \$96 million in 1965-66 and a minimum of \$62.5 million a year on a continuing basis as long as California maintains its recent growth rate. Part of this will come through better tax enforcement, part through the closing of loopholes in the present law, part as the result of our inevitable growth. Make no mistake, I am not asking you merely to harvest a tax windfall but to adopt

the modern methods of tax administration now employed by many other states.

Another important result of the recommended program will be the marked improvement in the flow of General Fund revenue and a better relationship between income and outgo, as shown in the accompanying chart. The trough now experienced in the October-December quarter under the present system will be eliminated and peak flow of the April-June period will be materially reduced. This will eliminate the necessity of borrowing from special funds.

There are those who would postpone action on the withholding tax program and the current payment plan for corporations. These people are not facing the problem of providing this year's services for this year's population out of last year's income. I can assure them that the problem will not vanish and it will not diminish in size. As long as our public school enrollments continue to grow by more than 220,000 a year, we must provide for increases of more than \$44 million in apportionments for school support. As long as we have 12,500 more students each year seeking an education at our state colleges and university, we must provide additional millions for support of these centers. So long

IMPROVED PATTERN OF GENERAL FUND INCOME AND OUTGO



This chart shows the improvement in the flow of State General Fund revenue which will result from income tax withholding and current tax payments by banks, general corporations and insurance companies. The revenue trough experienced in the October-December quarter under the present system will be eliminated, and the peak flow of the April-June quarter will be materially reduced by the proposed plan. At the same time revenue receipts in every quarter will more closely align with expenditure requirements of that quarter.

as we gain 600,000 new citizens each year, we must provide the governmental services these persons require.

Despite our tremendous population growth, California in the last four years has established one of the most outstanding tax records of any of the 50 states. Over the four years from 1958 through 1962, the per-capita tax increase here—19 percent—has been half the increase shown in the nine other major industrial states and less than half that experienced in New York.

The record is even more enviable when expressed in terms of our growing volume of personal income. California's 10 percent increase in state tax burden per \$100 of personal income compares with 16.7 percent in other states combined, 22 percent in the other industrial states and 31.5 percent in New York.

Adoption of the revenue program I have here recommended will make it possible to continue this outstanding record for another two years, when the economic growth resulting from the reduction in federal taxes will drastically cut, if not actually eliminate, the present gap between General Fund resources and expenditure requirements.

**TEMPORARY AND PERMANENT REVENUE EFFECT UNDER
CURRENT PAYMENT PROGRAM**

(In millions)

<i>Personal Income</i>	1963-64	1964-65	1965-66	1966-67
Eliminate installments privilege.....	\$35.0			
Eliminate tax liability below \$5 singles and \$10 married or head of family	—2.5	—\$2.5	—\$2.5	—\$2.5
Adopt conformity in expense accounts, etc.	0.5	0.7	0.5	0.5
Adopt withholding				
Growth and windfall		163.9	22.4	25.0
Compliance		17.0	17.0	10.0
Awaiting refunds		5.0	10.0	10.0
Forgiveness		—85.0	--	--
Total	\$33.0	\$99.1	\$47.4	\$43.0
<i>Bank and Corporation</i>				
Eliminate installment privilege.....	\$82.5	\$8.0		
Adopt conformity in expense accounts, etc.	1.0	1.2	\$1.4	\$1.5
Adopt current payment program				
Growth and windfall		89.8	60.0	12.0
Elimination of double tax on new corporations		—6.0	—6.5	—3.0
Credit for double tax paid in the past by most corporations		—49.0	—14.7	
Total	\$83.5	\$44.0	\$40.2	\$10.5

<i>Insurance</i>	<i>(In millions)</i>			
	1963-64	1964-65	1965-66	1966-67
Quarterly payments—growth and windfall -----	\$22.0	\$1.5	\$1.5	\$1.5
Eliminate principal office deductions -----		5.3	5.8	6.3
Transfer surplus line brokers -----		0.7	0.7	0.7
Total -----	\$22.0	\$7.5	\$8.0	\$8.5
<i>Gift</i>				
Conform to federal law on annual exemptions -----	\$0.5	\$0.5	\$0.5	\$0.5
Total Revenues -----	\$139.0	\$151.1	\$96.1	\$62.5
One time -----	139.5	100.2	42.3	
Permanent -----	—0.5	50.9	53.8	62.5

These projections assume continuing growth in California's economy stimulated in part by adoption of the federal tax reduction program now before Congress.

The Need for Tax Study

Our present structure of taxation at the city, county and state levels is an anachronism, based on realities that existed decades ago, but exist no longer.

History and California's spectacular growth have demolished many of the tax relationships among the various levels of government.

Some of the basic questions needing answers are:

What are the fiscal requirements of the tasks of government in California?

Which of these should be carried by cities, which by counties, and which by the State?

What are the fiscal relationships between and among these levels of government?

Who should collect the needed tax revenues to perform these tasks?

Should the State continue to finance or collect the taxes for functions which are clearly identified as local responsibilities?

Or should new tax authority be made available to local governments?

What is the impact of the tax burden on the various segments of our economy and society?

Is the burden equitably distributed or does it need to be repackaged so we all carry our fair share of the load?

What is the impact of federal taxation on our economy and how does it relate to our tax system?

Are we earmarking too large a share of revenues for specific purposes, and is this done on a sound basis?

Do we have a structure which easily permits adjustments necessary to meet changing conditions and needs?

Is the system such that the taxpayer can readily identify what his money is used for and by whom?

We need the answers, and in order to obtain them, legislation will be introduced shortly to appropriate the necessary funds to conduct the survey.

I am recommending that a nationally recognized taxation expert from outside California with the highest credentials in the field be retained to direct the study.

He should be jointly responsible to the Governor, acting through the Director of Finance; and the Legislature, acting through whatever committee or representatives the Legislature selects.

I propose that a Tax Advisory Commission, composed of leading representatives of the business community and state and local government, be created to advise on the scope and direction of the survey.

In addition, I urge the formation of a technical advisory committee of tax experts representing various segments of the economy and state and local government. Such a committee would assist and advise the Tax Research Director and serve as a technical link between him and the Tax Advisory Commission.

If these steps are taken now, California will be in a position to proceed realistically on tax problems at the beginning of the next regular legislative session.

If they are not taken, the State, in my judgment, will be faced with ever-mounting tax inequities that injure both the citizen taxpayer and California.

I recommend the two-year program before you without reservation. But I also recognize that it does not fully answer all the questions of the future.

The program would see us through until 1965, and it would favorably influence the situation which will then be before us, but the fact remains that there will be many intervening and now unknown economic events both nationally and in California.

I am therefore proposing that we act now to authorize a comprehensive tax study which will provide the facts for any necessary legislative action in 1965.

EDMUND G. BROWN, Governor

Message read, and ordered printed in the Journal.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 20, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 37

Senate Bill No. 181

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 20, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 209
Assembly Bill No. 217
Assembly Bill No. 383
Assembly Bill No. 395
Assembly Bill No. 465
Assembly Bill No. 468
Assembly Bill No. 519
Assembly Bill No. 532
Assembly Bill No. 538
Assembly Bill No. 574
Assembly Bill No. 575
Assembly Bill No. 576
Assembly Bill No. 643
Assembly Bill No. 716

Assembly Bill No. 799
Assembly Bill No. 841
Assembly Bill No. 849
Assembly Bill No. 863
Assembly Bill No. 866
Assembly Bill No. 887
Assembly Bill No. 890
Assembly Bill No. 902
Assembly Bill No. 934
Assembly Bill No. 942
Assembly Bill No. 966
Assembly Bill No. 973
Assembly Bill No. 1114

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 209—An act to add Section 8408.5 to the Elections Code, relating to county central committees.

Referred to Committee on Elections.

Assembly Bill No. 217—An act to amend Section 22150 of the Government Code, relating to public retirement systems, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 383—An act to amend Section 15400 of the Elections Code, relating to vote tabulating devices.

Referred to Committee on Elections.

Assembly Bill No. 395—An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 465—An act to amend Section 1716 of the Revenue and Taxation Code, relating to equalization of property assessments.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 468—An act to add Section 268.7 to the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 519—An act to amend Sections 1121 and 1128 of the Penal Code, relating to juries in criminal cases.

Referred to Committee on Judiciary.

Assembly Bill No. 532—An act to amend Sections 44030, 44031, 45900, 46175, 46355, 47800, 47801, 47805, 47807, 47808, 47809 and

47810 of, to add Sections 43006 and 44032 to, and to add Article 10 (commencing with Section 46375) to Chapter 2 of Part 9 of Division 14 of, the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Assembly Bill No. 538—An act to amend Section 5882 of the Public Resources Code, relating to small craft harbors.

Referred to Committee on Natural Resources.

Assembly Bill No. 574—An act to add Section 10020 to the Elections Code, relating to absentee voting.

Referred to Committee on Elections.

Assembly Bill No. 575—An act to add Article 7 (commencing with Section 31900) to Chapter 5 of Division 22 of the Education Code, relating to school district elections.

Referred to Committee on Elections.

Assembly Bill No. 576—An act to add Section 10020 to the Elections Code, relating to absentee voting.

Referred to Committee on Elections.

Assembly Bill No. 643—An act to amend Sections 10405, 10406, 10502 and 10503 of the Revenue and Taxation Code, relating to the Motor Vehicle Transportation License Tax Law.

Referred to Committee on Transportation.

Assembly Bill No. 716—An act to amend Section 11809 of, and to add Section 11810 to, the Vehicle Code, relating to vehicle salesman's license.

Referred to Committee on Transportation.

Assembly Bill No. 799—An act to amend Section 3076 of the Labor Code, relating to apprenticeship.

Referred to Committee on Labor.

Assembly Bill No. 841—An act to add Section 19.1 to the Welfare and Institutions Code, relating to public social services.

Referred to Committee on Social Welfare.

Assembly Bill No. 849—An act to amend Section 35752 of the Vehicle Code, relating to bridge signs.

Referred to Committee on Transportation.

Assembly Bill No. 863—An act to amend Sections 11506 and 11520 of the Government Code, relating to administrative adjudication.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 866—An act to amend Section 11501 of the Government Code, relating to administrative adjudication.

Referred to Committee on Business and Professions.

Assembly Bill No. 887—An act to amend Section 15854 of the Government Code, relating to the acquisition of real property.

Referred to Committee on Judiciary.

Assembly Bill No. 890—An act to amend Sections 11800, 11802 and 11803 of the Vehicle Code, relating to vehicle salesmen licenses.

Referred to Committee on Transportation.

Assembly Bill No. 902—An act to amend Section 21402 of the Vehicle Code, relating to yield right-of-way signs.

Referred to Committee on Transportation.

Assembly Bill No. 934—An act to amend Section 19140 of the Government Code, relating to reinstatement after resignation from the state civil service.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 942—An act to amend Section 9313 of the Public Resources Code, relating to soil conservation.

Referred to Committee on Natural Resources.

Assembly Bill No. 966—An act to amend Section 14806 of the Financial Code and to add Section 14804.2 to said code, relating to credit unions.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 973—An act to amend Section 39440 of the Water Code, relating to California water storage districts.

Referred to Committee on Water Resources.

Assembly Bill No. 1114—An act to amend Sections 42700, 42701 and 42726 of the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 9

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 166

Senate Bill No. 462

Senate Bill No. 194

Senate Bill No. 469

Senate Bill No. 252

Senate Bill No. 622

Senate Bill No. 331

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 18, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 39

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 380

Senate Bill No. 460

Senate Bill No. 444

Senate Bill No. 617

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 197

Senate Bill No. 467

Senate Bill No. 645

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Agriculture

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 345

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

O'SULLIVAN, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 157

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

O'SULLIVAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 712

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

O'SULLIVAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 337

Senate Bill No. 483

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

O'SULLIVAN, Chairman

Above reported bills ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 548

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 539
Senate Bill No. 540
Senate Bill No. 541
Senate Bill No. 542
Senate Bill No. 543

Senate Bill No. 544
Senate Bill No. 545
Senate Bill No. 546
Senate Bill No. 547
Senate Bill No. 631

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DOLWIG, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 402

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

DOLWIG, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 704
Senate Bill No. 122

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DOLWIG, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 171
Senate Bill No. 286
Senate Bill No. 427

Senate Bill No. 428
Senate Resolution No. 85

Has had the same under consideration, and reports the same back with the recommendation: Do pass (be adopted).

DONNELLY, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to third reading.

Committee on Governmental Efficiency

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 172
Senate Bill No. 188

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 421

Assembly Concurrent Resolution No. 35

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bill re-referred to Committee on Finance.

Above reported resolution re-referred to Committee on Finance.

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 63

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 51

Senate Bill No. 502

Assembly Bill No. 97

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

CAMERON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 504

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

CAMERON, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 341

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

O'SULLIVAN, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Local Government

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Assembly Bill No. 486

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 529

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

PETERSEN, Vice Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 400

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND SENATE BILL NO. 400

Senator O'Sullivan moved that Senate Bill No. 400 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)**Senate Bill No. 400**—An act to amend Sections 4180, 4181, and 4410 of the Agricultural Code, relating to marketing of dairy products.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "4180, 4181," and insert "4181"

Amendment No. 2

On page 1, strike out lines 1 to 13, inclusive, and insert

"SECTION 1. Section 4181 of the Agricultural Code is amended to read:".

Amendment No. 3

On page 1, line 15, strike out "civilly".

Amendment No. 4

On page 1, line 17, after "each", insert "rebate, discount, gift, loan, or other".

Amendment No. 5

On page 2, strike out lines 4 and 5, and insert "violation shall be based upon factors including, but not limited to, the following: the quantity of milk, cream, or dairy products affected by the violation, and the amount of financial benefit sought or obtained by the violation."

Amendment No. 6

On page 2, line 9, strike out "SEC. 3", and insert "SEC. 2".

Amendment No. 7

On page 2, line 34, strike out "civilly".

Amendment No. 8

On page 2, line 36, after "each", insert "rebate, discount, gift, loan, or other".

Amendment No. 9

On page 2, line 37, strike out "such violation", and insert "a violation of any provision of this chapter".

Amendment No. 10

On page 2, strike out lines 40 and 41, and insert "each count of violation shall be based upon factors including, but not limited to, the following: the quantity of fluid milk or fluid cream affected by the violation, and the amount of financial benefit sought or obtained by the".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, March 19, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 637

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 637

Senator Rodda moved that Senate Bill No. 637 be amended and re-referred to Committee on Local Government.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 637—An act to add Section 19590.1 to the Education Code, relating to school district public works.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 12 of the printed bill, after "apportionments", insert "for such a grade level".

Amendment No. 2

On page 1, strike out line 14, and insert "1963, and the repayments required for such apportionments.

The following definitions apply to the computation and determinations required to be made under Sections 19602, 19603, and 19604, and they apply with respect to such grade level, consisting of grades 13 and 14, only, of a district for which grade level an apportionment has become final during any preceding fiscal year.

(a) "Forty-cent tax amount" means the amount that would be produced by a tax of twenty-four cents (\$0.24) on each one hundred dollars (\$100) of assessed valuation, excluding the assessed valuation of solvent credits and other intangible property, for the current fiscal year within the district.

(b) "Thirty-cent tax amount" means the amount that would be produced by a tax of eighteen cents (\$0.18) on each one hundred dollars (\$100) of such assessed valuation.

(c) "Ten-cent tax amount" means the amount that would be produced by a tax of six cents (\$0.06) on each one hundred dollars (\$100) of such assessed valuation.

(d) "Eligible bonded debt service" means the amount raised and to be raised by the district during the current fiscal year for the repayment of principal and interest on the portion of the bonded indebtedness of the district that was incurred for such grade level prior to the making of the first apportionment for such grade level to the district under this chapter computed as provided in Section 19602 plus the amount of the annual repayment under Chapter 8 (commencing with Section 19401) of this division."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 381

Senate Bill No. 392

Senate Bill No. 395

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

PETERSEN, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 381

Senator Petersen moved that Senate Bill No. 381 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 381—An act to add Section 11921 to the Health and Safety Code, relating to the use of hypnotic or amphetamine drugs.

Bill read second time.

Motion to Amend

Senator Petersen moved the adoption of the following amendments.

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "podiatrist, or veterinarian", and insert "or podiatrist."

Amendment No. 2

On page 1, lines 13 through 15, of the printed bill, strike out "and shall in all cases in which probation is granted require as a condition thereof that such person be confined in the county jail for at least 90 days."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 392

Senator Petersen moved that Senate Bill No. 392 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 392—An act to amend Section 6500 of, and to add Sections 6500.1 and 6500.2 to, the Penal Code, relating to narcotic addiction.

Bill read second time.

Motion to Amend

Senator Petersen moved the adoption of the following amendment:

Amendment No. 1

On page 2, after line 5, of the printed bill, insert
"The fact that a person has reported his narcotic addiction pursuant to this section shall not be admissible in evidence in any prosecution, trial or proceeding initiated to subject such person to any punishment, penalty, or forfeiture."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 395

Senator Petersen moved that Senate Bill No. 395 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 395—An act to add Chapter 8 (commencing with Section 11900) to Division 10 of the Health and Safety Code, relating to hypnotic and amphetamine drugs.

Bill read second time.

Motion to Amend

Senator Petersen moved the adoption of the following amendments:

Amendment No. 1

On page 2, after line 3, of the printed bill, insert "11903. "Prescription" means an order given individually for the person for whom prescribed, directly from the prescriber to the furnisher or indirectly by means of an order signed by the prescriber and shall bear the name and address of the prescriber, his license classification, the name and address of patient, name and quantity of drug or drugs prescribed, directions for use and the date of issue."

Amendment No. 2

On page 2, line 10, of the printed bill, strike out "written".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT

Senator Donnelly asked for, and was granted, unanimous consent to take up Senate Resolution No. 85, at this time, for consideration.

CONSIDERATION OF SENATE RESOLUTION NO. 85

By Senators Donnelly, Arnold, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Farr, Goddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams:

Senate Resolution No. 85**Relative to the administration of public education**

WHEREAS, The position and status of the Superintendent of Public Instruction, the State Board of Education, and the Department of Education in the structure of the system of public education in this State is not clearly set forth in the Education Code; and

WHEREAS, The determination of the exact status of the Superintendent of Public Instruction, the State Board of Education, and the Department of Education has been the subject of legal opinions for many years; in 1943 the Attorney General stated with reference to the applicable sections of law that "an examination of these sections discloses an apparent conflict which, if literally interpreted, would render certain provisions meaningless" and that "the controlling sections of the School Code are quite contradictory and ambiguous" (1 Ops. Cal. Atty. Gen. 36, at 37 and 38); and

WHEREAS, The controlling sections of the law have not been substantially revised since 1929 and the ambiguities referred to above are present in the existing Education Code; and

WHEREAS, The legal and practical problems posed by the existing laws governing the status and position of the Superintendent of Public Instruction, the State Board of Education, and the Department of Education is one which recurs periodically and has not been resolved; and

WHEREAS, The nature and scope of the problem is complex and involves many policy determinations of far reaching effect which should not be resolved without adequate time for extensive investigation and study; now, therefore, be it

Resolved by the Senate of the State of California, That the Rules Committee of the Senate be requested to refer this subject matter to an appropriate committee for study and public hearing with a directive to said committee or subcommittee to make recommendations and report on this subject to the Senate no later than the fifth day after the convening of the 1964 Regular Session of the Legislature.

Resolution read, and unanimously adopted on motion of Senator Donnelly.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 1580

Senator Burns moved that Assembly Bill No. 1580 be withdrawn from Committee on Finance, and re-referred to Committee on Governmental Efficiency.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 247

Senator Grunsky moved that Senate Bill No. 247 be withdrawn from Committee on Local Government and re-referred to Committee on Education.

Motion carried.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 430—An act to amend Sections 8000 and 9260 of the Vehicle Code, relating to reciprocity permits.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 455—An act to amend Section 22659 of the Vehicle Code, relating to removal of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "remove", and insert "cause the removal of".

Amendment No. 2

On page 2, strike out lines 9 to 12, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 276—An act to add Article 4 (commencing with Section 26520) to Chapter 3 of Division 12 of the Vehicle Code, relating to vacuum brakes on vehicles.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 277—An act to add Sections 108 and 26458 to, and to amend Section 26503 of, and repeal Section 26500 of, the Vehicle Code, relating to air brakes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 278—An act to amend Sections 26304, 26450 and 26451 of, and to add Section 26311 to, the Vehicle Code, relating to brakes on vehicles.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 321—An act to amend Section 909 of the Streets and Highways Code, relating to highway construction.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 412—An act to amend Section 188.3 of the Streets and Highways Code, relating to the State Highway Fund.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Senate March 18, 1963, strike out "planning", and insert "planting".

Amendment read, and adopted.

Bill ordered printed.

Motion to Re-refer Senate Bill No. 412

Senator Teale moved that Senate Bill No. 412 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 641—An act to add Section 9 to Chapter 129 of the Statutes of 1867-1868, relating to the conveyance of certain streets, alleys, and other real property to the City of Red Bluff.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 317—An act to amend Sections 4501, 4501.5, 4502, and 4503 of, and to add Section 4504 to, the Penal Code, relating to offenses of prisoners.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 4—An act to add Chapter 9 (commencing with Section 60300) to Division 1 of Title 6 of the Government Code, relating to districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 204—An act to add Section 21114 to the Vehicle Code, relating to traffic regulations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 613—An act to amend Section 33481 of the Health and Safety Code, relating to community redevelopment.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 76—An act to amend Section 9400 of the Vehicle Code, relating to registration and weight fees for commercial vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 108—An act to amend Sections 564 and 565 of the Welfare and Institutions Code and Sections 13355, 13356, and 13358 of the Vehicle Code, relating to traffic offenses of minors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 317—An act to add Section 13444.5 to the Education Code, relating to school district employees.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 10—An act to amend Section 50731 of, to add Section 50731.5 to, and to add Article 1.5 (commencing with Section 50749) to Chapter 2 of Part 4 of Division 15 of, the Water Code, relating to reclamation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Assembly March 6, 1961, strike out "director", and insert "trustee".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 259—An act to amend Section 31753 of the Education Code, relating to school district insurance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Symons, Teale, Way, and Weingand—33.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Symons, Teale, Way, and Weingand—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 252—An act to amend Section 8207 of the Government Code, relating to seals of notaries public.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Stiern, Symons, Teale, Way, and Weingand—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 197—An act to amend Section 583 of, and add Section 854 to, the Probate Code, relating to options to purchase given in a will.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Stiern, Symons, Teale, Way, and Weingand—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 469—An act to add Sections 4.2, 4.3, and 31.5 to, and to amend Section 3.1 of, the Tehama County Flood Control and Water Conservation District Act (Chapter 1280, Statutes of 1957), relating to the Tehama County Flood Control and Water Conservation District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Stiern, Symons, Teale, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 645—An act to repeal Chapter 1 (commencing with Section 29000) of, and to add Chapter 1 (commencing with Section 29000) to, Division 3 of Title 3 of the Government Code, relating to county budgets and tax levies.

Motion to Re-refer Senate Bill No. 645

Senator Teale moved that Senate Bill No. 645 be re-referred to Committee on Finance.

Motion carried.

Senate Joint Resolution No. 9—Relative to memorializing Congress to aid the Bay Area Rapid Transit District.

Resolution read.

The roll was called, and the resolution was adopted by the following vote:

AYES—Senators Backstrand, Begovich, Christensen, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Sedgwick, Stiern, Symons, Teale, Way, and Weingand—26.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 94—An act to amend Section 6401 of the Elections Code, relating to declarations of candidacy.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Begovich, Christensen, Cobey, Collier, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Sedgwick, Stiern, Symons, Way, and Weingand—24.

NOES—Senators Backstrand, Bradley, Donnelly, and Teale—4.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 156—An act to amend Section 10305 of the Elections Code, relating to forms of ballots.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Symons, Teale, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 380—An act to amend Sections 8282 and 9002 of, and to add Section 9001.6 to, the Fish and Game Code, relating to crab, lobster, and prawn traps, and declaring the urgency thereof, to take effect immediately.

Objection Raised

Senator Weingand objected to Senate Bill No. 380 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule No. 22.2, ordered Senate Bill No. 380 to the second reading file.

Senate Bill No. 617—An act to amend Sections 17765, 17766, and 17768 of, to amend and renumber Section 17765.1 of, to add Sections 17765.1, 17765.2, 17765.3, 17765.4, 17765.5, 17765.6, 17765.7, 17766.1, 17766.2, 17766.3, 17766.4, and 17773 to, and to repeal Sections 17773 of, the Business and Professions, relating to trading stamp companies.

Motion to Re-refer Senate Bill No. 617

Senator Teale moved that Senate Bill No. 617 be re-referred to Committee on Finance.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1012: By Senator Stiern—An act to add Sections 25411.1, 25411.2, 25411.3, 25411.4, 25531.6 and 25531.7 to, and to repeal Sections 1403.1, 1403.2, 1403.3 and 1403.4 (added by Chapter 3 of the 1963 Regular Session) and Sections 15654 and 16069 (added by Senate Bill 164 of the 1963 Regular Session) of, the Education Code, relating to junior colleges.

Referred to Committee on Education.

Senate Bill No. 1013: By Senator Grunsky—An act to add Section 21002 to the Education Code, relating to school districts.

Referred to Committee on Local Government.

Senate Bill No. 1014: By Senator Grunsky—An act authorizing a suit or suits against the State of California to quiet title to, and for certain other relief relating to, certain real property in the County of Santa Cruz, State of California.

Referred to Committee on Judiciary.

Senate Bill No. 1015: By Senator Gibson—An act to amend Sections 6865, 6865.5, 6867, 6871, 6876, 6885, 6886.1, 6887, 6888, 6891, 6892, 6893, 6894.2, 6894.4, 6894.7, 6894.8, 6895, 6900, 6901, 6902, 6906, 6912, 6915, 6916.1, 6921, 6931, 6948, and 6949.2 of, to add Sections 6882 and 6906.2 to, and to repeal Section 6894.1 of, the Business and Professions Code, relating to collection agencies.

Referred to Committee on Business and Professions.

Senate Bill No. 1016: By Senator Gibson—An act to amend Sections 6854, 6860, 6862, 6863, 6864, 6865, 6867, 6867.5, 6870, 6871, 6875, 6876, 6876.1, 6886, 6887, 6888, 6889, 6890, 6891, 6892, 6893, 6894, 6894.1, 6894.2, 6894.3, 6894.4, 6894.8, 6894.10, 6895, 6900, 6901, 6902, 6905, 6906, 6906.1, 6911, 6912, 6913, 6914, 6915, 6916, 6917, 6922, 6925, 6930, 6931, 6949, 6950, 6951, 6955, and 6956 of, to add Sections 6913.1 and 6948.1 to, and to repeal Sections 6854.5, 6878.1, and 6894.6 of, the Business and Profession Code, relating to collection agencies.

Referred to Committee on Business and Professions.

Senate Bill No. 1017: By Senator Gibson—An act to amend Sections 6851, 6854, 6860, 6862, 6863, 6865, 6868.5, 6885, 6887, 6889, 6890, 6894.9, 6894.10, 6895, 6896, 6897, 6904, 6906, 6912, 6914, and 6923 of, and to amend the title of Article 6.5 (commencing with Section 6904) of Chapter 8 of Division 3 of, to add Section 6926 to, and to repeal Sections 6894.8, 6904.1, 6904.2, 6904.3, and 6904.4 of, the Business and Professions Code, relating to collection agencies.

Referred to Committee on Business and Professions.

Senate Bill No. 1018: By Senator Gibson—An act to amend Sections 74842, 74843, 74844 and 74845 of the Government Code, relating to salaries of municipal court attachés.

Referred to Committee on Local Government.

Senate Bill No. 1019: By Senator Collier—An act to amend Sections 13975, 13976, 14000, 14001, 14005, the heading of Part 4.5 (commencing with Section 13975) of Division 3 of Title 2, and the heading of Part 5 (commencing with Section 14000) of Division 3 of Title 2 of, and to add Sections 14000.5 and 14006.5 to, the Government Code, and to amend Section 20 and the heading of Article 1 (commencing with Section 50) of Chapter 1 of Division 1 of, and to repeal Sections 50, 51, and 53 of, the Streets and Highways Code; and to amend Sections 21201 and 21215 of the Public Utilities Code, relating to the organization of the executive branch of the state government.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1020: By Senator Collier—An act to amend Section 1062 of, and to repeal Section 3546 of, the Public Utilities Code, and to amend Section 2400 of, and to add Division 14.8 (commencing with Section 34500) to, the Vehicle Code, relating to safety regulations of highway common carriers, petroleum irregular route carriers, petroleum contract carriers, passenger stage lines, and charter-party carriers.

Referred to Committee on Transportation.

Senate Bill No. 1021: By Senator Sedgwick—An act to amend Section 14800 of the Elections Code, relating to voting by the sick.

Referred to Committee on Elections.

Senate Bill No. 1022: By Senator Cameron—An act to amend Section 4532 of the Penal Code, relating to escapes by prisoners.

Referred to Committee on Judiciary.

Senate Bill No. 1023: By Senator Rattigan—An act to add Chapter 10.5 (commencing with Section 6791) to Division 6 of, and to amend Sections 6812, 6818, 8903, and 18601 of, the Education Code, to amend Sections 3210, 3213, 7900, and 7905 of the Welfare and Institutions Code, to add Section 11555.5 to, and to amend Section 12803 of, the Government Code, relating to rehabilitation.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1024: By Senator O'Sullivan—An act to add Article 4 (commencing with Section 98) to Chapter 3 of Division 1, to amend Sections 86, 87 and 92, and to repeal Section 72, of the Agricultural Code, and to amend Section 19621 of the Business and Professions Code, relating to fairs and expositions.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1025: By Senator Rodda—An act to amend Section 13583 of the Education Code, relating to employment of classified school employees.

Referred to Committee on Local Government.

Senate Bill No. 1026: By Senators Dolwig, McAteer, McCarthy, Collier, Weingand, Lagomarsino, Holmdahl, and Farr—An act to amend Sections 5225, 5226, and 5227 and to repeal Section 5294 of the Business and Professions Code, relating to outdoor advertising.

Referred to Committee on Business and Professions.

Senate Bill No. 1027: By Senators Rodda and Teale—An act to add Section 60302 to the Government Code, relating to districts.

Referred to Committee on Elections.

Senate Concurrent Resolution No. 41: By Senator Holmdahl—Relative to the State Board of Equalization.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 4.18 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, March 21, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-SIXTH LEGISLATIVE DAY

FIFTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, March 21, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, and Weingand—36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

We know that one day, O Lord, You shall confront us with the fact that it was You who were hungry when we saw only the faces of the poor—You who thirsted, were naked, sick and imprisoned, when we saw only our brothers, and that what we did to them we do to You.

Grant, O Lord, that in that day we shall be found among those on Thy right hand, who will hear the happy words: "Come, ye blessed of my Father." AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Williams, on motion of Senator Pittman, on legislative business.

Senator Grunsky, on motion of Senator Dolwig, on legislative business.

Senator Sturgeon, on motion of Senator McCarthy, on legislative business.

Senator Miller, on motion of Senator Teale, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. E. Markey of La Crescenta, and Mr. and Mrs. Eugene Sax of Los Angeles.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to E. Earl Udall, City Manager of Merced; George Coolures, Fire Chief, Merced; Paul Nordell, Chief Deputy Fire Chief, Merced; and Albert Haar and Donald M. Lyons, both of Merced.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Andrew Kronebergen of Oxnard, and Mr. E. James Lee of Oxnard.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. David Reimann and Mr. Moss of Eureka.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gregory Jones, Jr. and Mr. Guilford H. Bell, both of Santa Rosa.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jean E. Cumrall and Nell J. Segraves, both of Costa Mesa.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Carl W. Struve and William E. Jackson, both of Vallejo; and Walter S. Eberlein, Napa.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Messrs. Earl R. Moss, Jack Gong, and Bill Gurnea, of Visalia; Messrs. Gerald Morris and Tom T. Shimasaki of Lindsay; Messrs. George Bateman, Manny Flores, Harold F. Hunt, A. V. Munson, and Wayne G. Shelly, all of Visalia.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lyle Hodges, Dick Hibbert, Frank De Pasquale, and Charles Goldstein, all of Elsinore; Mrs. John S. Kendrick and Mrs. James Holmes, Santa Barbara.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harrison Primes, Millbrae; Miss Barbara Wood, San Francisco; Mr. R. Edwin Wood, San Francisco; Mr. Aubrey Lee, Mr. William Abramson, and Mrs. Elmo D. Muleahy, all of San Mateo.

On request of Senator Pitman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Biggs Union Elementary School: Mr. Charles E. Hicks, district superintendent; Mr. Hugh M. Jones, teacher; Mr. and Mrs. James Crosby, Mr. and Mrs. William Pearne III, Mrs. Dorothy Nicolas, Mrs. Jean Hixson, Mrs. Virginia Rusteberg, Mr. Lee Trumbo, Mrs. Henry Smith, Mrs. Eleonor L. Williams, Mrs. Nadine

Johnson, and Mr. and Mrs. Roy Pritchard. *Students*—Perry Albright, Gary Andes, Calvin Bailey, Donna Crosby, Carolyn Cunningham, Mary Lou Cushman, Nina Erhard, Jo Ann Friedman, John Gama, Tony Gonzalez, Robert Grant, Claude Hammers, Steven Harrison, Tom Hixson, Geraldine Johnson, Marvin Lightner, Brooke Martin, George Mattos, Gary Morris, John Nicolas, Beverly Orndorff, James Parnell, Evalyn Perry, Donna Pritchard, Charles Sheppard, Lee Sheppard, Bonnie Smith, Dennis Sohnrey, Muriel Thoroughman, Harold Watson, William West, Chudeen Williams, and Cathy Zamudio.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Helen M. Kuns, City Clerk of Calipatria; and Mrs. Owen Kuns of Sacramento.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. W. Amerine of Oakdale.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Josie LeCount and Miss Maxine Beidron, of Marin County; and Miss Ridgley Sheldon, of Sacramento.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert Hart and Mr. Charles Meyer of Merced.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Frank Guenther, Dell Harmon and Mario Porras.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Pam Colton, Elk Grove; Mrs. Peggy Ramsdell, Sacramento; Mr. Doug Weddell, San Rafael; and Mr. John Schmitz, San Rafael.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. W. E. Offermann and Mr. Gerard C. Esker, both of Stockton.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests from Redwood City: Mayor John Rosselli, Mrs. John Rosselli, Mr. and Mrs. Pascoe Balzarini, Fred Walker, Howard Imus, Ralph Ebner, William Oeser, Mesdames William Oeser, Jacques Hermansen, Mary Faulknor, Donald Kinsley, E. M. Thompson, Dr. Alvin Meyer, Frank Brinkman, Mesdames, Marvin Yarnell, Paul Proctor, Leo Eads, T. N. Thompson, Edward J. Campbell, Robert E. McConnell, Helen Verna, Nephi Kuykendall, E. Louise Lake, Joseph W. Mell, Jr., Charles Randlett, Messrs. Roy Lundborg, Richard Doyle, Andy Kord, George Prince, Stanley Hummel, and Mrs. Stanley Hummel.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Tom Jondahl of Ukiah.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Fred Vail, Mike Davidson, Barbie Buzzini, and Gary Messick, all of San Juan DeMolay Chapter, Sacramento.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Patrice Olympius and Patti Stevens, both of Raymond College, Stockton.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Archie Stivenot of Sonora.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Douglas W. Weddell, and Mr. John T. Schmitz, both of Marin County.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and Cub Scouts of Den 4, Pack 313, of Fair Oaks, Sacramento County who attend Leighton Littlejohn School: Mrs. Joy Proffitt and Mrs. Wilma Kirk. *Students*—Mark Williams, Norman Stone, David Young, Richard Shepherd, Kurt Proffitt, Don Proffitt, Steven Davis, Bruce Kirk, and Rick Kirk.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Porter School of Alameda: *Teachers*—Mrs. Marion Packer, Mrs. Gladys Rizzi, Mr. Charles Hovey, and Mr. Carl V. Payne, principal. *Students*—Kathy Adams, Mike Anderson, David Apostolo, Ronnie Arnold, Trinie Aragon, Mildred Aue, Jill Avis, Frank Banta, Robin Barnett, Peggy Berryhill, Mike Bishop, Sherry Bishop, Jack Brown, Pearl Calleros, Joy Codde, Patricia Coley, Lynda Cook, Linda Cravy, Mark Cross, Nancy Davies, Janice Davis, Richard Davis, Gilbert De la Rosa, Kathy Dendor, Pat Dresser, Clayton Elderts, Paula Esgar, Jim Foley, Bob Ford, Dave Franklin, Darlene Fravel, Stephen Galena, Ralph Graham, Edale Gilbert, Rick Guskowski, Kathy Hayes, Rhonda Hayes, Brenda Head, Kathy Hill, Wayne Hodges, Sandra Holladay, Sam Hollis, Ernest Imura, Peggy Ingram, David Janke, Claire Johnson, Michael Johnson, Marilyn Jones, Robert Kelley, Kathy Kindem, Michael Kotte, Mary Ann Lardie, Douglas Locke, Robbie Lowe, Tom Mantooth, James Marler, Bonnie Martin, Jay Martin, Elmus Miles, Bruce Mitchell, Brinda Moors, Christine Moore, Hyland Morrow, Linda Murray, Cheryl Myers, Patricia Nelson, Sven Ostling, Allan Owens, Ron Parker, Wynn Peacock, Christine Pearson, Nora Poe, Bill Pola, Victoria Richardson, Gayle Robertson, Bruce Robles, Don Rodgers, Daniel Schmidt, Terry Schrum, Shirley Scroggins, Florence Serles, Bonnie Simon, Pat Sloan, Marvin Snell, Pamela Stamats, Alan Stockman, Carol Takeda, Michael Thibodeau, Bill Tom, Sandra Townley, Barbara Triplett, Ann Tue, Elizabeth Vander Meer, Rachel Vaquera, Judy Walker, Colett Welch, John Westerbeck, Louis Whitmore, Mark Williams, Patricia Wilson, Stephen Worley, Marvin Zielinski, and Joseph Mandel.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Orange Center Elementary School of Fresno: Floyd L. Hill, Al Herrera, Mrs. William Mitchell, Laura Mitchell, Mrs.

Harold Habich, and Mrs. Harry Osse. *Students*—Russell Cadenhead, Becky Carrasco, James Conway, Danny DuMars, Kenneth Eldridge, Thomas Grant, Ernest Gomez, Robert Maxwell, David Medlin, Dorothy Stockdale, Manual Lopez, Bob Lopez, Norma Montoya, Eddie Woods, Mary Lou Uribe, Donnie Wells, Jim Wallace, Becky Carasco, Beverly Hawkins, Arlene Apkarian, Roy Bean, Scotty Bryant, Jeff Cadenhead, Charolette Cunha, Gene Fullbright, Paul Guiterrez, Alma Jean Habib, Richard Hamilton, Johnnie Hill, George Huddleston, Joe Jiminez, Eddie Linder, Celeste Marta, Susan Mitchell, Delfinita Montoya, Martha Osse, Alvarina Periera, Stennis Scruggs, Pat Slattery, Janice Stringfield, Jackie Summers, Gregory Vasquez, Frank Vasquez, Edna Vieira, and Bonnie Warden.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Jones, Chairman of the Riverside County Board of Supervisors.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Three Rivers Union School of Tulare County: *Chaperones*—Mrs. Walter Chaboude, Mrs. Ray Clayton, Mr. and Mrs. V. R. Staleup, and Mrs. Mary McDowall, teacher. *Students*—James Axelrod, Mary Coffelt, Keith Clayton, Earl Davis, Velma Dunkin, Donna Fairman, Cory Gentry, Robert Haapala, Gary Hagar, Gary Hart, Robert Hartzell, Larry Hicks, Carol Anne Hill, Lynn Mehrten, Darwin Mishler, Cheryl Moore, Jerry Nunnelee, Karen Nunnelee, Jane Packard, Judy Raymond, Kathy Salehli, Michael Schuff, Rockie Severns, Mikel Staleup, Carol Lee Stephenson, and Sheri Wolf.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Outside Creek Elementary School of Visalia: *Adults*—Kenneth R. Dawson, Albert McGill, and Mrs. Manuel Sousa. *Students*—Anthony Dill, Rodger Fitzjarrell, Carol Hadley, Dick Hogue, Bill Lenox, Connie O'brian Leong, Dewayne Morgan, Dale Shannon, Marylou Sousa, and Bill Wright.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following chaperones and students of Our Lady of Mercy High School of Merced: *Chaperones*—Sister Maria de Fatima, I.H.M.; a Sister companion, Miss Elsie Betancourt, Mr. Fernandes, Mesdames Keating, Komos, Lobo, Engelking, Gunn, Schroeder, Ratajezak, and Triweiler. *Students*—Gloria Antola, Charles Bennett, Tim Callahan, Alan Chettero, Janice Correia, Carole De Sales, Troy Drew, Vince Duleich, Mike Emery, Connie Engeling, Charles Fernandes, James Geil, Nancy Giardina, Kathleen Gustavson, Adrienne Hallyburton, Pat Healy, Diana Hupp, Stephen Keating, Pat Kimberling, Jerry Kohn, Cheryl Komos, Sheila Koob, Mary Lemos, Karen Lobo, Lorraine Luis, Kathie Maraccini, Karyl Maxwell, Joanne Mello, Richard Mullen, Anita Ornelas, Gay

Ottman, Loretta Perry, Angie Rabbiosi, Melanne Riser, Amelia Rodriguez, Nick Rohrer, Frank Ratajezak, Doug Schroeder, Jim Spears, Roger Smith, Mike Sikora, Marlene Souza, Marcia Thornton, Roger Trindade, Bill Tonkovich, Milton Triweiler, Joanne Vierra, Marsha West, Pat Whipple, and Judy Zacharias.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 3.10 p.m.

The President directed the Sergeant at Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, YOUTH AND ADULT CORRECTIONS AGENCY
SACRAMENTO, March 15, 1963

Hon. Glenn M. Anderson
President of the Senate
State Capitol, Sacramento

DEAR GOVERNOR ANDERSON: I am honored to transmit, in behalf of the Board of Corrections, the Second Report of the Special Study Commissions on Problems of Insanity Relating to Criminal Offenders—Substantive and Procedural.

This second report sets forth procedures designed to implement the substantive recommendations of the first report. These procedures can, however, stand alone.

The board commends the members of the commissions for their dedication to duty and for their diligence in undertaking this difficult task.

Sincerely yours,

RICHARD A. MCGEE, Chairman
State Board of Corrections

Encl.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 21, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 151

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By CHARLES WINNER, Assistant Clerk

ASSEMBLY CHAMBER, March 21, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 158

Senate Bill No. 294

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER MITCHELL, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 21, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 144
 Assembly Bill No. 235
 Assembly Bill No. 257
 Assembly Bill No. 258
 Assembly Bill No. 260
 Assembly Bill No. 315
 Assembly Bill No. 388
 Assembly Bill No. 389
 Assembly Bill No. 396
 Assembly Bill No. 398
 Assembly Bill No. 511
 Assembly Bill No. 527
 Assembly Bill No. 553
 Assembly Bill No. 684
 Assembly Bill No. 701
 Assembly Bill No. 722

Assembly Bill No. 736
 Assembly Bill No. 745
 Assembly Bill No. 758
 Assembly Bill No. 794
 Assembly Bill No. 798
 Assembly Bill No. 803
 Assembly Bill No. 850
 Assembly Bill No. 852
 Assembly Bill No. 855
 Assembly Bill No. 905
 Assembly Bill No. 981
 Assembly Bill No. 1046
 Assembly Bill No. 1091
 Assembly Bill No. 1109
 Assembly Bill No. 1124
 Assembly Bill No. 1208

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
 By SUMNER MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 144—An act to amend Section 8358 of the Education Code, relating to school district as employer.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 235—An act to amend Section 13402 of the Education Code, relating to re-employment of permanent certificated employees.

Referred to Committee on Local Government.

Assembly Bill No. 257—An act to amend Section 681 of the Harbors and Navigation Code, relating to vessels.

Referred to Committee on Natural Resources.

Assembly Bill No. 258—An act to amend Section 5829.2 of the Public Resources Code, relating to lease of small craft harbor facilities.

Referred to Committee on Natural Resources.

Assembly Bill No. 260—An act to add Sections 670 and 671 to the Harbors and Navigation Code, relating to records of Division of Small Craft Harbors.

Referred to Committee on Natural Resources.

Assembly Bill No. 315—An act to amend Sections 43500 and 43531 of, and to add Sections 43532 and 43533 to, and to add Article 3 (commencing with Section 43555) to Chapter 4 of Part 6 of Division 14 of, the Water Code, relating to condemnation proceedings, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Assembly Bill No. 556—An act to amend Section 1614 of the Education Code, relating to purchase and lease of school property and equipment.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 557—An act to amend Sections 7467, 7468, and 7469 of, and to add Sections 7471, 7472, 7473, and 7474 to the Agricultural Code, relating to the Dairy Council of California, and defining the powers thereof in such other particulars.

Referred to Committee on Agriculture.

Assembly Bill No. 558—An act to add Section 1713 to the Penal Code, relating to forcible detentions.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 559—An act to amend Section 1001 of the Forest and Fire Protection Code, relating to fire-fighter levies.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 560—An act to amend Section 600 of the Water and Irrigation Code, relating to community control water systems.

Referred to Committee on Social Welfare.

Assembly Bill No. 561—An act to add Section 1000.5 to the Education Code, relating to contracts by school districts.

Referred to Committee on Education.

Assembly Bill No. 562—An act to amend Section 371 of the Agricultural Code, relating to purchase of seed of seed storage tests.

Referred to Committee on Agriculture.

Assembly Bill No. 563—An act to amend Section 10000 of the Vehicle Code, relating to liability of personal representatives for motor vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 564—An act to amend Sections 10040 and 10041 of the Business and Professions Code, relating to advertising signs.

Referred to Committee on Business and Professions.

Assembly Bill No. 565—An act to add Section 10046.1 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 566—An act to amend Sections 1401, 1402 and 1403 of, and to add Section 1404 to the Revenue and Taxation Code, relating to personal taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 745—An act to add Section 8202 to the Education Code, relating to the public schools.

Referred to Committee on Education.

Assembly Bill No. 758—An act to amend Section 23091 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 794—An act to amend Section 11535 of the Business and Professions Code, relating to subdivision maps.

Referred to Committee on Business and Professions.

Assembly Bill No. 798—An act to amend Section 3078 of the Labor Code, relating to apprenticeship.

Referred to Committee on Labor.

Assembly Bill No. 803—An act to amend Section 23985 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 850—An act to amend Sections 2213 and 2214 of the Streets and Highways Code, relating to federal-aid secondary highways.

Referred to Committee on Transportation.

Assembly Bill No. 852—An act to amend Section 5204 of the Vehicle Code, relating to display of tab, sticker or other suitable device.

Referred to Committee on Transportation.

Assembly Bill No. 855—An act to amend Sections 33230, 33231.5 and 33232 of the Health and Safety Code, relating to community redevelopment law.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 905—An act to amend Section 11010 of the Government Code, relating to proration of costs of services provided by the State.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 981—An act to amend Section 19623 of, and to repeal Section 19631 of, the Business and Professions Code, relating to fairs and expositions.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1046—An act to add Section 20953 to the Education Code, relating to funds received by school districts.

Referred to Committee on Education.

Assembly Bill No. 1091—An act to add Section 5207.1 to the Education Code, relating to Saturday educational activities.

Referred to Committee on Education.

Assembly Bill No. 1109—An act to amend Section 1944 of the Labor Code, relating to the employment of alien students as assistants and interns in state and county public social services training programs.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1124—An act to repeal Section 6101 of the Education Code, relating to persons seeking citizenship.

Referred to Committee on Education.

Assembly Bill No. 1208—An act to amend Section 50262 of the Government Code, relating to human relations commissions.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 21, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 46

Assembly Concurrent Resolution No. 47

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 46—Relative to "American Heritage Day."

Resolution ordered placed on file.

Assembly Concurrent Resolution No. 47—Relative to the preparation of the Summary Digest.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 21—An act to amend Section 27320 of the Government Code, relating to recordation of documents;

And reports that the same has been correctly enrolled, and presented to the Governor on the 20th day of March, 1963, at 4.45 p.m.

BURNS, Chairman

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 20—An act to add Sections 27360.5, 27361.7, and 27361.8 to the Government Code, relating to recordation of documents;

Senate Bill No. 25—An act relating to the tide and submerged lands granted to the City of Vallejo by Chapter 310 of the Statutes of 1913, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 35—An act to add Section 13109.2 to the Government Code, relating to letting of state property;

Senate Bill No. 105—An act to amend Section 13242 of the Public Utilities Code, relating to bond denominations, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the 21st day of March, 1963, at 11 a.m.

BURNS, Chairman

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 31—Relative to leaves of absence of the Governor, Lieutenant Governor, Secretary of State, Attorney General, Controller, Treasurer, Superintendent of Public Instruction, members of the Board of Equalization and the State Personnel Board, and the Members of the Senate and Assembly; And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 20th day of March, 1963, at 4.45 p.m.

BURNS, Chairman

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 35—Approving an amendment to the Charter of the City of Petaluma, a municipal corporation in the County of Sonoma, State of California, ratified by the qualified electors of the city at an election held therein on the 22d day of January, 1963;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 21st day of March, 1963, at 11 a.m.

BURNS, Chairman

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 204

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 4

Senate Bill No. 276

Senate Bill No. 277

Senate Bill No. 278

Senate Bill No. 317

Senate Bill No. 321

Senate Bill No. 430

Senate Bill No. 613

Senate Bill No. 641

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 455

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 387

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 287

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Senate Bill No. 632

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman.

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:
Assembly Bill No. 33

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLMDAHL, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The committee on Public Utilities, to which was referred:
Assembly Bill No. 259

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

HOLMDAHL, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:
Senate Bill No. 600

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:
Assembly Bill No. 58
Assembly Bill No. 1253

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 6
Senate Bill No. 118
Senate Bill No. 193
Senate Bill No. 305
Senate Bill No. 307
Senate Bill No. 346
Senate Bill No. 360
Senate Bill No. 362
Senate Bill No. 403

Senate Bill No. 495
Senate Bill No. 519
Senate Bill No. 520
Senate Bill No. 521
Senate Bill No. 522
Senate Bill No. 740
Assembly Bill No. 116
Assembly Bill No. 408
Assembly Bill No. 584

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, March 20, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 505

Senate Bill No. 506

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

CAMERON, Chairman

Above reported bills ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 244

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

STIERN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 543

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

STIERN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 62

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be placed on the Consent Calendar.

STIERN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 241

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

STIERN, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 371

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 245

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 245

Senator Regan moved that Senate Bill No. 245 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 245—An act to amend Section 16151 of the Education Code, relating to the sale or lease of school district property.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 16151 of", and insert "add Article 5.5 (commencing with Section 16221) to Chapter 2 of Division 12".

Amendment No. 2

In line 2 of the title, after "property", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 3

On page 1, strike out lines 1 to 13 inclusive, and insert "SECTION 1. Article 5.5 (commencing with Section 16221) is added to Chapter 2 of Division 12 of the Education Code, to read:

Article 5.5. Sale or Lease of Property between Districts with Coterminous Boundaries and Identical Board Members

16221. Whenever a high school district and a junior college district have coterminous boundaries and the same persons comprise both governing boards, either district may sell, exchange, grant or quitclaim all or any of its interest in, or may lease for a term not exceeding 99 years, to the other, any real property belonging to the district which is not or will not at the time of delivery of title or possession be needed for school classroom buildings by the district owning it, as provided in this article.

16222. Any sale, exchange, lease or grant of an interest in real property by a school district pursuant to Section 16221 shall be upon such terms and conditions as the parties thereto may agree and may be entered into without complying with any provisions of this code except as provided in this article.

16223. The district owning the property shall not enter into and be a party to any such sale, exchange or lease unless the following conditions have been met:

(a) A resolution authorizing such action and prescribing the terms of the sale, exchange or lease has been adopted by the unanimous vote of all the members elected or appointed to the board;

(b) Such resolution has been published in a newspaper of general circulation published in the district, or if there be no such newspaper, in a newspaper having a general circulation in the district, once a week for three weeks prior to the making of the sale, exchange or the execution of the lease by the board.

16224. In any lease made pursuant to this article, it shall be competent to provide that the school district lessee may purchase the property at an agreed purchase price and that rental paid for the use of the property shall be applied in whole or in part upon the purchase price. The school district lessee may cancel the lease at the end of any budgetary year, and in such case shall not be obligated to complete the lease and shall be released from all obligations thereunder.

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Certain school districts are in need of classroom facilities which are available for lease or purchase from other school districts with which they share the same boundaries and governing board members. In order to facilitate such leases or purchases in time for the 1963-64 school year it is necessary that this act go into effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Insurance and Financial Institutions

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 440

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 440

Senator Rees moved that Senate Bill No. 440 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 440—An act to amend Sections 6702 and 7102 of, and to add Article 5 (commencing with Section 7300) to Chapter 10, Part 1, Division 2 of, the Financial Code, relating to savings and loan associations.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 2, of the printed bill, after "capital", strike out the comma, and insert a period.

Amendment No. 2

On page 2, line 14, after "capital", strike out the comma, and insert a period.

Amendment No. 3

On page 2, lines 44 to 48, strike out "(i) Notes or bonds secured by first mortgage or first deed of trust, payment of which is guaranteed by a policy of mortgage insurance, or mortgage participation certificates, issued by a mortgage insurance company in accordance with the provisions of Part 6 of Division 2 of the Insurance Code," and insert

"(i) Stock, shares, debentures and bonds of any International Home Loan Bank which may hereafter be incorporated by authority of an Act of Congress."

Amendment No. 4

On page 3, lines 29 to 36, strike out "(o) Stock of a wholly owned corporation engaged in the businesses of operating an insurance agency, operating escrows, insuring title to real property, or acting as trustee under deeds of trust. No association shall hold at any time stock of any corporation engaged in any other form of business endeavor. No association at any time shall have invested more than the lesser of 1 percent of its assets or five hundred thousand dollars (\$500,000) pursuant to the authority of this subdivision."

Amendment No. 5

On page 3, line 37, to page 4, line 18, strike out all of Sections 2 and 3 of the bill.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 489

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND SENATE BILL NO. 489

Senator Stiern moved that Senate Bill No. 489 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 489—An act to amend Sections 1101, 1103, and 1142.3 of the Agricultural Code, relating to eggs.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 11, 1963, after "Code," insert "and to add Section 26470.1 to the Health and Safety Code."

Amendment No. 2

On page 2, line 46, after "inedibles", insert ", other than incubator reject eggs."

Amendment No. 3

On page 2, strike out lines 49 and 50.

Amendment No. 4

On page 3, line 26, after "adulterated", insert "for human consumption".

Amendment No. 5

On page 3, line 28, strike out "is prohibited", and insert "for human consumption is prohibited but they may be used for animal food or animal food products.

Sec. 4. Section 26470.1 is added to the Health and Safety Code, to read:
26470.1. Incubator reject eggs may not be used in food for human consumption but may be used for animal food or animal food products."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 410

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 410

Senator Collier moved that Senate Bill No. 410 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 410—An act to amend Section 13352 of, and to repeal Section 13210 of, the Vehicle Code, relating to drunk driving.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, in the title of the printed bill, after the second "of," insert "and to add Section 13210 to,".

Amendment No. 2

On page 1, after line 1, insert "SEC. 2. Section 13210 of the Vehicle Code is added, to read:

13210. Notwithstanding any other provision of this code, whenever any person is convicted for the first time of driving a motor vehicle while under the influence of intoxicating liquor, other than Section 23101, the court may order the department not to suspend under Section 13352. In such event the court may also limit the person's driving privilege as a condition of probation without notifying the department of such condition, whenever it determines that the suspension will affect the livelihood of a person because of the nature of his employment."

Amendment No. 3

On page 2, line 22, strike out the first "2", and insert "3".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 662

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 662

Senator Regan moved that Senate Bill No. 662 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 662—An act to add Section 25100.5 to the Corporations Code, relating to corporate securities.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after the comma, insert "and to add Section 11004.5 to the Business and Professions Code,".

Amendment No. 2

After line 17, insert

"SEC. 2. Section 11004.5 is added to the Business and Professions Code, to read: 11004.5. Any community apartment project as defined by Section 11004 of this code, or any condominium as defined by Section 783 of the Civil Code, or any deed, conveyance or assignment thereof, or any interest therein, or any accompanying membership or other rights created by a declaration of restrictions or deed applicable thereto, or any certificate evidencing membership in a nonprofit corporation created solely to manage one or more parcels of real property, or part thereof, divided into condominiums or community apartments, as defined in Section 11004 of the Business and Professions Code, or any membership in such a corporation, if such certificate or membership may be transferred only with a condominium or community apartment in such property, is subject to the provisions of this chapter and the regulations of the Real Estate Commissioner adopted pursuant thereto.

Said regulations may relate to the financial arrangements necessary for completion of the project; the sufficiency of the agreements, bylaws or other means to provide for management or other services; the adequacy of arrangements affecting the conditions of title, management, and control of the project. Nothing herein shall limit the commissioner's authority as contained in Section 11001 or elsewhere in this chapter."

Amendments read and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 344

Senator Collier moved that Senate Bill No. 344 be withdrawn from Committee on Finance for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 344—An act to amend Sections 7351, 7653, 7654, and 8651 of, and to add Section 7351.5 to, the Revenue and Taxation Code, to amend Sections 9250, 9253, and 9400 of, and to add Section 9401 to, the Vehicle Code, and to amend the heading of Chapter 1 (commencing with Section 2000) of Division 3, and Sections 195, 2004.5, 2104, 2107.5, 2110, 2117.5, and 2152 of, to add Sections 186.1, 186.2, 186.3, 186.4, 186.5, 186.6, 186.7, 186.8, and 2105 to, and to repeal Chapter 2 (commencing with Section 2050) of Division 3, and Sections 2000, 2001, 2002, 2003, 2004, 2005, 2105, 2106, 2110.5, 2111, 2113, 2114, 2115, 2116, and 2117 of, the Streets and Highways Code, to provide a system of county and city streets, roads, and highways and for the financial support thereof, including the levying of taxes and fees therefor.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate March 1, 1963, strike out "Sections 9250, 9253, and", and insert "Section".

Amendment No. 2

On page 1, line 7, strike out "six and seven-tenths cents (\$.067)", and insert "seven cents (\$.07)".

Amendment No. 3

On page 2, line 4, strike out "seven-tenths cent (\$.007)", and insert "one cent (\$.01)".

Amendment No. 4

On page 2, lines 32 and 33, strike out "six and seven-tenths cents (\$.067)", and insert "seven cents (\$.07)".

Amendment No. 5

On page 2, strike out lines 34 to 46, inclusive; and on page 3, strike out lines 1 to 8, inclusive.

Amendment No. 6

On page 4, strike out lines 17 to 19, inclusive, and insert

"(d) This weight fee schedule shall apply to registration of all vehicles subject to payment of weight fees for the 1963 calendar year."

Amendment No. 7

On page 5, strike out lines 29 to 31, inclusive, and insert

"(d) This weight fee schedule shall apply to registration of all vehicles subject to payment of weight fees for the 1964 calendar year and thereafter."

Amendment No. 8

On page 5, line 38, strike out "one cent (\$.01)", and insert "one and four one-hundredths cent (\$.0104)".

Amendment No. 9

On page 5, line 47, strike out "one cent (\$.01)", and insert "one and four one-hundredths cent (\$.0104)".

Amendment No. 10

On page 6, between lines 4 and 5, insert

"(a) Four hundred dollars (\$400) per month shall be allocated and apportioned to each city and city and county and eight hundred dollars (\$800) per month shall be allocated and apportioned to each county and city and county.

(b) The balance shall be allocated and apportioned, as follows:"

Amendment No. 11

On page 6, line 5, strike out "(a)", and insert "(1)".

Amendment No. 12

On page 6, line 9, strike out "(b)", and insert "(2)".

Amendment No. 13

On page 6, line 18, strike out "(c)", and insert "(3)".

Amendment No. 14

On page 6, line 29, strike out "subdivision (a)", and insert "paragraph (1) of subdivision (b)".

Amendment No. 15

On page 7, between lines 41 and 42, insert

"Routes in the state highway system may be included in the select system for the purpose of providing for contributions to and processing of projects pursuant to co-operative agreements with the department."

Amendment No. 16

On page 8, strike out lines 16 to 21, inclusive, and insert "way on its select system an additional amount, which additional amount shall be derived from sources other than the Highway Users Tax Fund or the State Highway Fund (the additional amounts hereby required shall hereinafter be referred to as "matching funds"), as follows:

(a) For the fiscal years 1963-64, 1964-65, 1965-66 and 1966-67, an amount equal to 50 percent of the apportionment expended pursuant to Section 186.3.

(b) For the fiscal year 1967-68, an amount equal to 66 $\frac{2}{3}$ percent of such apportionment so expended.

(c) For the fiscal year 1968-69, an amount equal to 80 percent of such apportionment so expended.

(d) For the fiscal year 1969-70 and each fiscal year thereafter, an amount equal to such apportionment so expended.

Notwithstanding the above provisions, no matching funds shall be required with respect to apportionments received by the recipient pursuant to subdivision (a) of Section 186.1.

Amendment No. 17

On page 8, strike out lines 36 and 37, and insert "and the amount which was properly matched from matching funds as required by this section. Amounts so withheld shall be available for".

Amendment No. 18

On page 9, between lines 7 and 8, insert

"In the event funds are accumulated pursuant to the provisions of this section, the matching requirement at the time such funds are expended shall be determined as if the funds had been expended during the year in which they were apportioned."

Amendment No. 19

On page 13, line 13, strike out ", (i), or (j)", and insert "or (i)".

Amendment No. 20

On page 15, after line 39, insert

"SEC. 42. This act shall be known and may be cited as the Local Road and Street Development Act."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 446

Senator Nisbet moved that Senate Bill No. 446 be withdrawn from Committee on Governmental Efficiency for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 446—An act to add Chapter 3.5 (commencing with Section 175) to Division 1 of the Government Code, relating to the common boundary of the Colorado River between the States of Arizona and California, and ratifying an interstate compact between Arizona and California.

Bill read second time.

Motion to Amend

Senator Nisbet moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "Division 1", insert ", Title 1".

Amendment No. 1.5

In line 3 of the title, strike out "of the Colorado River".

Amendment No. 2

On page 1, line 6, after "compact", insert "executed".

Amendment No. 3

On page 1, line 9, strike out "on the Colorado River".

Amendment No. 4

On page 1, after line 16, insert

"INTERSTATE COMPACT DEFINING THE BOUNDARY BETWEEN THE
STATES OF ARIZONA AND CALIFORNIA"

Article 1. Purpose.

The boundary between the States of Arizona and California on the Colorado River has become indefinite and uncertain because of meanderings in the main channel of the Colorado River with the result that a state of confusion exists as to the true and correct location of the boundary, and the enforcement and administration of the laws of the two states and of the United States have been rendered difficult.

The purpose of this compact is to fix by reference to stations of longitude and latitude the location of the boundary line between Arizona and California on the Colorado River from the southern boundary of the state of Nevada to the point on the international boundary which is common to the boundaries of Arizona and California and the United Mexican States.

Article II. Description.

The boundary between the states of Arizona and California on the Colorado River from the point where the oblique boundary between California and Nevada intersects the 35th degree of north latitude, said point being common to the boundaries of the States of Arizona, California and Nevada, to the point on the international boundary which is common to the boundaries of Arizona, California and the United Mexican States, shall be in accordance with the following description in general terms of 34 points on the boundary:

General Description of Boundary Between
Arizona and California

Point No. 1. The intersection of the boundary line common to California and Nevada and the centerline of the channel of the Colorado River as constructed by the U.S. Bureau of Reclamation, said point being common to the boundaries of Arizona, California, and Nevada, where the 35th degree of north latitude intersects the centerline of said channel; thence downstream along and with the centerline of said channel to the southerly end of said construction to

Point No. 2, which is located in the center of the channel of the Colorado River approximately one-half mile northerly from the A.T. & S.F. Railway Bridge at Topock; thence downstream on a straight line to

Point No. 3, which lies in the Colorado River vertically below the centerline of the A.T. & S.F. Railway tracks at a point midway face-to-face of abutments of the A.T. & S.F. Railway Bridge at Topock, Arizona; thence on a straight line downstream to

Point No. 4, which lies in the Colorado River vertically below the centerline of U.S. Highway 66 at a point where said centerline intersects the center of the center pier of the highway bridge; thence on a straight line to

Point No. 5, which lies in the Colorado River vertically below the center of the span of the gas line bridge owned by the El Paso Natural Gas Co. and the Pacific Gas and Electric Co., crossing the Colorado River at Topock, Arizona; thence downstream in a southerly direction through Havasu Lake along a line midway between the right and left shore lines of said lake as they exist at mean operating level (elevation 448.00 above Mean Sea Level), as controlled at Parker Dam to

Point No. 6, which is the center of the overflow section of Parker Dam across the Colorado River; thence downstream midway between the shore lines on the right and left banks of the Colorado River to

Point No. 7, which lies in the center of the Colorado River approximately 2,050 feet upstream from the earth fill of Headgate Rock Dam; thence on a straight line to

Point No. 8, which is the center of the earth fill of Headgate Rock Dam; thence on a straight line to

Point No. 9, which lies on the centerline of the river approximately 3,625 feet westerly from Point No. 8; thence on a straight line to

Point No. 10, which lies in the center of the Colorado River at a point where the parallel of 34° 10' north latitude intersects said centerline; thence on a straight line to

Point No. 11, which lies in the Colorado River vertically below the centerline of Arizona Highway No. 72 midway between the abutments of the highway bridge; then down the Colorado River midway between the right and left shore lines across islands which may exist between those water lines to

Point No. 12, which is at the center of the earth fill section of the Palo Verde Diversion Dam; thence down the Colorado River midway between the shore lines on the right and left banks to

Point No. 13, which is vertically below the center of the center span of the highway bridge across the Colorado River at Ehrenberg, Arizona (U.S. Highway 60-70); thence down the Colorado River midway between the shore lines on the right and left banks to

Point No. 14, which is the center of the Cibola Bridge midway between abutments; thence down the Colorado River midway between the shore lines on the right and left banks, ignoring future channelization by the U.S. Bureau of Reclamation to

Point No. 15, which lies on the centerline of the Colorado River approximately 8400 feet northward of the center of the overflow section of Imperial Dam; thence on a straight line to

Point No. 16, which is the center of the overflow section of Imperial Dam; thence on a straight line normal to the longitudinal axis of Imperial Dam to

Point No. 17, which lies at the intersection of the last described line with a line extending northeasterly from the center of the overflow section of Laguna Dam and normal to the longitudinal axis of the said Laguna Dam; thence southeasterly on a straight line to

Point No. 18, which is at the center of the overflow section of Laguna Dam; thence on a straight line to

Point No. 19, which lies on the centerline of the Colorado River approximately 5,800 feet southwest of Point 18; thence down the Colorado River midway between the shorelines on the right and left banks, around a curve to the eastward to

Point No. 20, which lies on the centerline of the Colorado River where said centerline intersects the section line between Sections 4 and 9, Township 8 South, Range 22 West, Gila and Salt River Meridian; thence departing from the river on a westerly course along the extension of the above-mentioned section line about 0.65 mile to

Point No. 21, which will be the northwest corner of the northeast quarter of Section 8, Township 8 South, Range 22 West, Gila and Salt River Meridian, which shall be resurveyed in establishing this boundary; thence southerly along the centerline of said Section 8 about one-half mile to

Point No. 22, which is the northeast corner of the southwest quarter of Section 8, Township 8 South, Range 22 West, Gila and Salt River Meridian; thence westerly about $1\frac{1}{2}$ miles to

Point No. 23, which is the west quarter corner of Section 7, Township 8 South, Range 22 West, Gila and Salt River Meridian; thence southerly about one-half mile to

Point No. 24, which is the southwest corner of Section 7, Township 8 South, Range 22 West, Gila and Salt River Meridian; thence westerly about one mile to

Point No. 25, which is the southwest corner of Section 12, Township 8 South, Range 23 West, Gila and Salt River Meridian, thence southerly about one-half mile to

Point No. 26, which is the west quarter corner of Section 13, Township 8 South, Range 23 West, Gila and Salt River Meridian; thence westerly about 1.93 miles to

Point No. 27, which lies on the east shoulder of the north-south road through the Indian School approximately 370 feet due east of the northwest corner of the southwest quarter of the southwest quarter of Section 25, Township 16 South, Range 22 East, San Bernardino Meridian; thence southerly along and with the easterly shoulder line of the said north-south road approximately 700 feet to

Point No. 28, which lies on the easterly shoulder line of said north-south road due east of the northeast corner of the stone retaining wall around the Indian School Hospital; thence due west to

Point No. 29, which is the base of the northeast corner of said retaining wall; thence southerly along and with the westerly shoulder of said north-south road to

Point No. 30, which lies on the westerly shoulder line of said north-south road 330 feet south of and approximately 110 feet east of the northeast corner of Section 35, Township 16 South, Range 22 East, San Bernardino Meridian; thence due west approximately 110 feet to

Point No. 31, which lies on the east line of Section 35, Township 16 South, Range 22 East, San Bernardino Meridian, exactly 330 feet south of the northeast corner of said Section 35; thence southerly along the east line of said Section 35 to

Point No. 32, which lies at the center of the Colorado River, i.e., midway between the north and south shore lines just downstream from the centerline of the old U. S. Highway 80 Bridge across the Colorado River; thence down the center line of the Colorado River midway between the shore lines on the right and left banks to

Point No. 33, which is a point in the Colorado River vertically below the center of the new U. S. Highway 80 Bridge; thence down the centerline of the Colorado River midway between the shore lines on the right and left banks to

Point No. 34, which is the intersection of the centerline of the Colorado River and the International Boundary Line between California and the United Mexican States, which point is common to the boundaries of Arizona, the United Mexican States, and California.

These points will be marked on existing bridges and dams and where appropriate will be monumented. Between each of these points will be a number of subpoints not monumented. The total number of points and subpoints will approximate 234. The United States Coast and Geodetic Survey will locate the above mentioned 34 points on the boundary by precise geodetic surveys. The Coast and Geodetic Survey will locate the remaining approximately 200 unmonumented subpoints by precise photogrammetric methods and will provide a list of the geographic positions and state co-ordinate positions (transverse Mercator system for Arizona and Lambert system for California) of each of the 234 points on the boundary. The approximately 200 unmonumented subpoints will be identified on copies of the aerial photographs by the State of Arizona and California to define the boundary; the Coast and Geodetic Survey will then locate the points so identified by analytic aerotriangulation (photogrammetric methods).

When the survey and boundary description has been completed by the United States Coast and Geodetic Survey and the Boundary Commissions of Arizona and California have each certified that it is in conformity with the General Description of Boundary between Arizona and California set forth herein, it shall be attached hereto and marked Exhibit "A" and made a part hereof as though fully incorporated herein as the permanent description of the boundary between the states of Arizona and California.

Article III. Ratification and Effective Date.

This compact shall become operative when it has been ratified and approved by the legislatures of the states of Arizona and California, and approved by the Congress of the United States.

Executed in duplicate this 12th day of March, A.D., One Thousand Nine Hundred and Sixty-three, at Sacramento, California.

FOR THE STATE OF ARIZONA

/s/ WAYNE M. AKIN
Chairman of the Arizona
Interstate Stream Commis-
sion.
Chairman

/s/ ROBERT W. PICKRELL
Attorney General,
Member

/s/ OBED M. LASSEN
State Land Commissioner,
Member

ATTESTED:

/s/ HOWARD F. THOMPSON
Executive Secretary
Colorado River Boundary
Commission of Arizona

FOR THE STATE OF CALIFORNIA

/s/ F. J. HORTIG
Executive Officer,
State Lands Commission,
Chairman

/s/ STANLEY MOSK
Attorney General,
Member

/s/ WILLIAM E. WARNE
Director,
Department of Water
Resources,
Member

ATTESTED:

/s/ BERRIE E. MOORE,
Executive Secretary
Colorado River Boundary
Commission of California

SEC. 2. PROCLAMATION BY GOVERNOR

The Secretary of State of the State of California shall transmit a duly certified copy of this act to the Governor of the State of Arizona. The Governor of this State, whenever officially advised that the State of Arizona has ratified and approved the compact set forth in Section 1 and whenever the Congress of the United States has approved the compact, shall make proclamation of that fact. A copy of such proclamation shall be published one time in one newspaper of general circulation in the county seat of Imperial, Riverside and San Bernardino Counties.

SEC. 3. PETITION TO CONGRESS

The Congress of the United States, as soon as the State of Arizona has ratified and approved the compact set forth in Section 1 and when Exhibit "A" has been attached thereto as provided for in the compact, is petitioned pursuant to Article I, Section 10, Clause 3 of the United States Constitution, to give its consent to the compact between the States of Arizona and California, as set forth in Section 1. The Secretary of State of the State of California, in concurrence with the Secretary of State of the State of Arizona, shall transmit duly certified copies of this act to the presiding officers of the Senate and House of Representatives of the United States and to the several Senators and Representatives from the States of Arizona and California to the Congress of the United States, who are petitioned to take such action as they deem proper to procure the consent of the Congress of the United States to this compact between the States of Arizona and California.

SEC. 4. PRESERVATION OF RIGHTS

Nothing contained in the provisions of this act, or any operation thereof, shall prejudice the titles, rights or claims of any person, public or private, natural or artificial, to any of the lands herein involved, whether such titles, rights or claims arise or exist upon the basis that the lands affected by the designation of boundary as set forth in the compact and in this act were previously a part of the State of Arizona and have now become a part of the State of California, or were previously a part of the State of California and have now become a part of the State of Arizona, or otherwise; and no person shall be prejudiced in the water rights which he now has by reason of anything contained in this act.

SEC. 5. RECORDATION OF DOCUMENTS

Upon approval by the Congress of the United States of the compact set forth in Section 1 of this act, the Secretary of State shall cause to be recorded in each of the offices of the County Recorders of Imperial, Riverside and San Bernardino Counties a certified copy of this act. As to lands theretofore considered a part of the State of Arizona which, under the terms of said compact, are within the boundaries of the State of California, from and after the date of such recording, certified copies of patents, deeds, and other instruments affecting the title to the lands which shall have been recorded in the office of the county recorder of the county in Arizona in which the lands were so considered to be located shall be accepted and recorded by the county recorder of the county in California in which the lands are located under the terms of the compact, without charge therefor. Recordings made under the provisions of this section shall have retroactive effect as constructive notice to the date of their original recording in the State of Arizona.

A true and complete copy of the compact with Exhibit "A" attached thereto shall be filed for a permanent public record in the office of the California Secretary of State by the Colorado River Boundary Commission of California, and certified copies thereof shall be filed in the office of the California State Lands Commission, and thereupon the executive officer of the State Lands Commission shall cause to be recorded in Imperial, Riverside and San Bernardino Counties true copies thereof certified by him. Upon recordation thereof, such certified copy shall be notice to all persons of the particulars of the compact and survey and boundary description."

Amendment No. 5

Strike out pages 2 to 7, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORT OF SPECIAL COMMITTEE

March 21, 1963

*Hon. Glenn M. Anderson, President
and Members of the Senate*

GENTLEMEN: This special committee appointed by the Senate Rules Committee for that purpose, participated in the hearing conducted by the State Lands Commission on February 28, 1963 relating to a proposed agreement between the City of Long Beach and the successful bidder for the extraction of oil, gas and hydrocarbons from the East Wilmington Oilfield underlying tide and submerged lands held in trust by the city.

A careful analysis of the testimony presented by the staff of the Division of State Lands, a representative of the Office of the Attorney General, persons appearing on behalf of the City of Long Beach and members of the oil and gas industry, plus subsequent reviews of other pertinent and related material, leads this committee to conclude that there are many questions of legal, geological and economic content which have not, as of this date, been answered.

In view of the fact that this oilfield is reputed to be the largest known oil reserve in the Western Hemisphere, the exploitation of which is of major concern to this State, the committee has further concluded that a technical, objective study be made to resolve all of those questions before production from this oilfield is authorized.

Some of the specific imponderables relate to intent and impact of various local, state and federal taxes; of antitrust determinations; of liabilities as between the contractor, the city and the State; of the capacity and geological aspects of the oil pool; of the title aspects of a lease; of the relative merits of a "net profit" v. s. a leasing arrangement; of subsidence abatement methods; of the rate of extraction including the effect of such rate on crude imports and the effect on the industry and the income to the city and State of the combined production and crude import potential; of the income to the State and city based upon the average per barrel posted price v. s. highest per barrel posted price; of the proposed interest rate to be paid the successful bidder by the State and the city on any advances on production; and of the specific tract inclusions in a unit operating agreement.

This committee respectfully submits that the need to secure positive evaluations of these as well as other questions is of such a critical nature in view of the monetary and economic potentials involved, that a specific study needs to be authorized by the Senate of this entire proposal, envisioning the short-term employment of a consulting petroleum geologist, an economist and a lawyer.

It is further recommended that such study be initiated immediately by the General Research Committee of the Senate so that a report may be submitted for consideration by the Legislature during its 1963 Regular Session.

Respectfully submitted,

VIRGIL O'SULLIVAN
STEPHEN P. TEALE
STANLEY ARNOLD

JOHN MURDY
JOHN MCCARTHY

MOTION TO PRINT JOURNAL

Senator O'Sullivan moved that 250 additional copies of the Journal for this day, March 21, 1963, be printed.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator Rodda:

Senate Resolution No. 99

Relative to the Order of DeMolay

WHEREAS, The Order of DeMolay is composed of young men ranging in age from fourteen to twenty-one years, who are seeking to become tomorrow's better citizens by developing character with boys of their own age; and

WHEREAS, The organization was founded by Frank S. Land during the year 1919, at Kansas City, Missouri, and is now international; and

WHEREAS, All the DeMolay members of the State of California will observe the period of March 17 through 24 as "DeMolay Week" in celebration of their 44th Anniversary, so as to exemplify their many community and international activities,

and in some small way show recognition to all former DeMolays; now, therefore, be it

Resolved by the Senate of the State of California, That the members thereof call upon all our citizens to join in saluting the young men of the Order of DeMolay and in expressing our grateful appreciation of the fine example set by these young leaders in contributing to the welfare and character of other young men of this State, thus aiding in the development of tomorrow's leaders; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Mr. Frederick Vail, Master Councilor, San Juan Chapter, Order of DeMolay and to the International Supreme Council, Order of DeMolay.

Resolution read, and unanimously adopted on motion of Senator Rodda.

By Senators O'Sullivan, Arnold, Murdy, and Teale:

Senate Resolution No. 100

Relative to the East Wilmington Oilfield

WHEREAS, The State Lands Commission is being requested pursuant to law to approve various documents drawn by the City of Long Beach preparatory to offering the so-called East Wilmington Oilfield within those lands held in trust for the State by the City for bid for the extraction of oil, gas and hydrocarbons therefrom; and

WHEREAS, Said field contains an estimated 1.5 billion barrels of oil, the largest known oil reserve in the Western Hemisphere; and

WHEREAS, Many questions have been raised pertaining to the form of the proposed field contract and unitization agreement relating to the economic effect of such contract and agreement upon the interests of the State and the oil and gas industry; and

WHEREAS, Information available is insufficient to permit an objective evaluation of the effect of such contract and agreement; now, therefore, be it

Resolved by the Senate of the State of California, That the State Lands Commission be requested to withhold its determinations with respect to all of the documents relating to a bid offering by the City of Long Beach for the extraction of oil, gas and hydrocarbons from the East Wilmington Oilfield; and be it further

Resolved, That the State Lands Commission be encouraged to continue public hearings and reviews by its staff relating to such existing or proposed documents, recognizing the value of such hearings and review to insure maximum participation by all those who may be concerned and who may aid in a final determination of the most appropriate approach for such extraction which will be to the maximum equitable benefit to the State, the City of Long Beach and the industry; and be it further

Resolved, That the Senate Rules Committee assign this resolution for study to the General Research Committee of the Senate, directing such committee to make a thorough physical, legal and economic appraisal of the proposed oil, gas and hydrocarbon extractions, as expeditiously as possible, and to report its recommendations thereon to the Senate at this session of the Legislature; and be it further

Resolved, That the Secretary of the Senate be directed to distribute copies of this resolution to each member of the State Lands Commission.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 157—An act to amend Sections 375.8, 377.8, and 1118 of the Agricultural Code, relating to poultry.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 337—An act to amend Section 1083.1 of the Agricultural Code, relating to commercial stuffs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 2 of the title of the printed bill, after "commercial", insert "feeding".

Amendment No. 2

On page 1, line 8, after "However", insert a comma.

Amendment No. 3

On page 2, line 2, strike out the second "of", and insert "or".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 488—An act to amend Sections 307 and 311.1 of the Agricultural Code, relating to meat inspection.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to repeal Section 357.3 of,".

Amendment No. 2

In line 2 of the title, strike out "meat inspection", and insert "slaughtering of animals".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 3, after line 8, insert

"SEC. 3. Section 357.3 of said code is repealed.

[357.3. Any person engaged in the dairy business or raising of cattle may slaughter upon his own premises any calves under eight months of age actually produced by him. If marketed, such calves must be marketed by whole carcass with the hide on, but may not be sold to a peddler, retailer, hotel, restaurant, or to any person offering the same for consumption in a public eating establishment.]"

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 712—An act to amend Sections 911.2, 912, 913, 914, 915, 915.5, 916, 916.5, and 919 of the Agricultural Code, relating to agricultural and vegetable seeds.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 6, line 24, of the printed bill, strike out the second comma.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 539—An act to amend Section 5007 of the Financial Code, relating to savings and loan associations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 540—An act to amend Section 5008 of the Financial Code, relating to savings and loan associations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 541—An act to amend Section 5009 of the Financial Code, relating to savings and loan associations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 542—An act to amend Section 5011 of the Financial Code, relating to savings and loan associations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 543—An act to amend Section 5012 of the Financial Code, relating to savings and loan associations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 544—An act to amend Section 5013 of the Financial Code, relating to savings and loan associations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 545—An act to amend Section 5014 of the Financial Code, relating to savings and loan associations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 546—An act to amend Section 5015 of the Financial Code, relating to savings and loan associations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 547—An act to amend Section 5001 of the Financial Code, relating to savings and loan associations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 631—An act to amend the code of Chapter 15 (commencing with Section 3500 of Division 1 of, and Sections 3501, 3502, 3503, 3504, 3505, 3506, 3507, 3508, 3509, 3510, 3511, 3512, 3513, 3514, 3515, 3516, 3517, 3518, 3519, 3520, 3521, 3522, 3523, 3524, 3525, 3526, 3527, 3528, and 3540 of, and to repeal Section 3503 of, and to add Sections 3541, 3542, 3543, 3544, 3545, 3546, 3547, 3548 and an article heading and Article 1 (commencing with Section 3500) to Chapter 15 of Division 1 of, the Financial Code, relating to International and Foreign Banking and Financing.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 402—An act to amend Sections 1417 and 1418 of the Financial Code, relating to loan limits for banks.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 704—An act to amend Section 711 of the Unemployment Insurance Code, relating to nonprofit organizations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 2, line 15, of the printed bill, strike out "nonprofit corporation", and insert "school, college, university, or a state college auxiliary organization which is exempt under Section 501 of the Internal Revenue Code of 1954".

Amendment No. 2

On page 2, line 17, strike out "a", and insert "such".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 122—An act to amend Section 2943 of, and to repeal Section 2954, as added by Chapter 1561 of the Statutes of 1961, of the Civil Code, relating to mortgages and deeds of trust.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 2, line 51, of the printed bill, as amended in Senate March 7, 1963, strike out "insurance".

Amendment No. 2

On page 3, line 3 following "successor", strike out "of", and insert "in".

Amendment No. 3

On page 3, line 8 strike out "registered"; and on line 9, strike out "return receipt requested and".

Amendment No. 4

On page 3, line 46, strike out the period, and insert ", and that this requirement shall not apply to mortgages or deeds of trust insured by the Federal Housing Administrator or guaranteed by the Administrator of Veterans Affairs."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 548—An act to amend Section 7177 of, and to add Section 5073 to, the Financial Code, relating to savings and loan associations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions.

Amendment No. 1

Strike out line 1 of the title of the printed bill, and insert "An act to add Section 5073 to".

Amendment No. 2

On page 1, strike out lines 1 to 20, inclusive, and insert

"SECTION 1. Section 5073 is added to the Financial Code, to read:
5073. "member of the immediate family" means the spouse, and the children, parents, sisters and brothers and any person to whom any of the foregoing are married."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 171—An act to amend Section 856 of the Education Code, relating to classification as a permanent school employee.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 286—An act to add Section 1624 to the Education Code, relating to public school districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 427—An act to amend Section 29007.3 of the Education Code, relating to education.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 428—An act to amend Section 29007 of the Education Code, relating to education.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 172—An act to add Section 18861 to the Government Code, relating to payment of state employees.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "January", and insert "July".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 188—An act authorizing the Department of Parks and Recreation, Division of Beaches and Parks, to exchange property belonging to the State for property belonging to the Santa Cruz Port District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 10, of the printed bill, strike out "from which"; and strike out lines 11 to 13, inclusive, and insert "thence North 5° 25' 09" West 206.79 feet to a point which lies North 84° 30'".

Amendment No. 2

On page 2, lines 15 and 16, strike out "bears South 84° 30' West 193.00 feet".

Amendment No. 3

On page 3, line 30, strike out "E 65.24", and insert "W 65.24".

Amendment No. 4

On page 3, line 49, after "285.00", insert "feet".

Amendment No. 5

On page 4, strike out line 19, and insert "40° 22' 48" E. 209.28 feet from a".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 188**Amendment No. 1**

On page 4, line 33, of the printed bill, strike out "Division of Beaches and Parks", and insert "Department of Parks and Recreation".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 63—An act to amend Sections 1091 and 36526 of the Government Code, relating to conflicts of interests of public officers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Government Efficiency:

Amendment No. 1

On page 1, line 15, of the printed bill, after "employee", insert "or agent".

Amendment No. 2

On page 1, line 17, after "employee", insert "or agent".

Amendment No. 3

On page 2, line 44, after "employee", insert "or agent".

Amendment No. 4

On page 2, line 46, after "employee", insert "or agent".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 51—An act to amend Section 3800 of the Fish and Game Code, relating to nonprotected birds.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 502—An act to amend Section 355 of the Fish and Game Code, relating to migratory game birds.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 504—An act to amend Sections 3035 and 7147 of the Fish and Game Code, relating to shipping tags for game and fish.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 529—An act to amend Sections 2019 and 2020 of the Code of Civil Procedure, relating to discovery in civil cases.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 14, of the printed bill, after "time", insert ", or may stay the taking of the deposition until the hearing and determination of a motion or an order pursuant to subdivision (b) of this section."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 380—An act to amend Sections 8282 and 9002 of, and to add Section 9001.6 to, the Fish and Game Code, relating to crab, lobster, and prawn traps, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 97—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Bill read second time, and ordered to third reading.

Assembly Bill No. 486—An act to amend Section 13908 of the Health and Safety Code, relating to fire protection districts.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 201—An act to amend Section 36 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Motion to Pass on File

Senator Murdy moved that Senate Bill No. 201 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 622—An act to amend Section 2030 of the Code of Civil Procedure, relating to discovery in civil cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cohen, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagamasino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Symons, Teale, Way, and Weingand—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 467—An act to amend Section 13560 of the Education Code, relating to abuse of teachers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Symons, Teale, Way, and Weingand—32.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 3.43 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

RECESS

At 3.44 p.m., on motion of Senator Dolwig, the Senate recessed to introduce a distinguished guest.

COMMITTEE OF ESCORT

The President appointed Senators Dolwig, Bradley, and Donnelly as a committee to escort the distinguished guests from Redwood City to the rostrum.

INTRODUCTION OF GUESTS

Senator Dolwig announced that this is the first day of spring and that the carnations worn by the Senators are the compliments of the Redwood City Chamber of Commerce. He introduced Mrs. Paul Proctor, Chairman of the Flower Show of Redwood City of 1963; and Mrs. John Rosselli, wife of the Mayor of Redwood City, who presented a magnificent bouquet of chrysanthemums to the President. Senator Dolwig then introduced Mayor John Rosselli of Redwood City, the cut-flower capital of the United States, which is proud of its \$19,000,000 flower industry.

ADDRESS BY MAYOR JOHN ROSSELLI

Mayor Rosselli expressed his pleasure to be afforded the honor of addressing the Senate and of bringing greetings from the Capital of San Mateo County, Redwood City. He called attention to the error of Senator Dolwig, in that Redwood City is actually the cut-flower capital of the world. He stated they look forward to making a trip to the Capital each year on the first day of spring, and witnessing a bursting of blooms as well as a burst of activity in the Legislature.

REASSEMBLED

At 3.48 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Assistant Secretary George B. Beattie at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

SAMUEL LEASK, JR., a resident of Los Angeles; former Health and Welfare Agency Administrator; City Administrative Officer of Los Angeles from 1951 until 1961; former vice president of the May Department Stores Company of Los Angeles and the J. W. Robinson Company of Los Angeles; former Director of the Office of Price Administration for Southern California;

Member, State Personnel Board, vice Dr. Robert Davis Gray, term expired, for the term prescribed by law, ending January 15, 1973;

Has had the same under consideration and reports the same back with the recommendation that the appointment of the Governor be confirmed.

BURNS, Chairman

Request for Unanimous Consent

Senator Burns asked for and was granted unanimous consent to have the above Report of the Committee on Rules, re Governor's appointment, printed in the Journal, and that consideration be continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 455—An act to amend Section 22659 of the Vehicle Code, relating to removal of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Symons, Teale, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 276—An act to add Article 4 (commencing with Section 26520) to Chapter 3 of Division 12 of the Vehicle Code, relating to vacuum brakes on vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Symons, Teale, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 277—An act to add Sections 108 and 26458 to, and to amend Section 26503 of, and repeal Section 26500 of, the Vehicle Code, relating to air brakes.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Symons, Teale, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 278—An act to amend Sections 26304, 26450 and 26451 of, and to add Section 26311 to, the Vehicle Code, relating to brakes on vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Symons, Teale, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 317—An act to amend Sections 4501, 4501.5, 4502, and 4503 of, and to add Section 4504 to, the Penal Code, relating to offenses of prisoners.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 4—An act to add Chapter 9 (commencing with Section 60300) to Division 1 of Title 6 of the Government Code, relating to districts.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 204—An act to add Section 21114 to the Vehicle Code, relating to traffic regulations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Symons, Teale, Way, and Weingand—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 613—An act to amend Section 33481 of the Health and Safety Code, relating to community redevelopment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Dolwig, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Symons, and Weingand—29.

NOES—Senators Bradley and Donnelly—2.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 76—An act to amend Section 9400 of the Vehicle Code, relating to registration and weight fees for commercial vehicles.

Bill read third time, and presented by Senator Backstrand.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Symons, Way, and Weingand—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 10—An act to amend Section 50731 of, to add Section 50731.5 to, and to add Article 1.5 (commencing with Section 50749) to Chapter 2 of Part 4 of Division 15 of, the Water Code, relating to reclamation districts.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 444—An act to amend Section 6652 of the Fish and Game Code, relating to kelp.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 166—An act to amend Sections 406 and 408 of the Code of Civil Procedure, relating to process in civil cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 460—An act to amend Sections 161 and 163 of the Business and Professions Code, relating to records of the Department of Professional and Vocational Standards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 331—An act to repeal Section 3 of Chapter 1347, Statutes of 1961, relating to unfair trade practices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 462—An act to amend Section 2137.1 of the Business and Professions Code, relating to state institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan,

Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 194—An act to amend Section 10500 of the Water Code, relating to the appropriation of water by the Department of Water Resources.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 177—An act to amend Sections 6345 and 6348.5 of the Business and Professions Code, relating to law libraries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 39—Relative to Isabella Reservoir.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—34.

NOES—None.

Resolution ordered transmitted to the Assembly

Assembly Concurrent Resolution No. 16—Relative to disposition of power from the State Water Project.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Joint Resolution No. 15—Relative to memorializing Congress to enact legislation authorizing flood control appropriations to the Yuba County Water Agency.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

REQUEST FOR UNANIMOUS CONSENT

Senator Stiern asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 40, at this time, for consideration.

Consideration of Senate Concurrent Resolution No. 40

Senate Concurrent Resolution No. 40—Approving a certain amendment to the Charter of the City of Bakersfield, County of Kern, State of California, voted for and ratified by the electors of said City of Bakersfield at an election held therein on the sixth day of November, 1962.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1028: By Senator Gibson—An act to amend Section 1658.1 of the Business and Professions Code, relating to dentistry.

Referred to Committee on Business and Professions.

Senate Bill No. 1029: By Senators Rodda, Begovich, Quick, Murdy, Donnelly, Symons, Geddes, Dolwig, Sedgwick, and McAteer—An act to amend Section 767 of the Education Code, relating to county superintendents of schools.

Referred to Committee on Local Government.

Senate Bill No. 1030: By Senator Short—An act to amend Section 4514 of the Business and Professions Code, relating to psychiatric technicians.

Referred to Committee on Business and Professions.

Senate Bill No. 1031: By Senator Short—An act to amend Section 2002.5 of the Government Code, relating to malpractice suits.

Referred to Committee on Judiciary.

Senate Bill No. 1032: By Senator Arnold—An act to amend Sections 5001 and 6028.2 of, and to add Section 6024 to, the Penal Code, and to amend Section 12804 of the Government Code, relating to the Youth and Adult Corrections Agency.

Referred to Committee on Judiciary.

Senate Bill No. 1033: By Senator Arnold—An act to add Section 12806 to, and Part 3.5 (commencing with Section 13890) to Division 3 of Title 2 of, to amend Sections 12050, 12800, and 15480 of, the Government Code, to amend Sections 100, 10051, 23050, and 23075 of the Business and Professions Code, to amend Section 25300 of the Corporations Code, to amend Sections 200 and 5200 of the Financial Code, to amend Sections 1150, 1250, and 1350 of the Harbors and Navigation Code, to amend Section 12906 of the Insurance Code, and to amend Section 20015 of the Water Code, relating to the reorganization of State Government.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1034: By Senator Teale—An act to amend Section 1225 of, and to add Section 1226 to, the Water Code, relating to the appropriation of water.

Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 42: By Senator Farr—Relative to central filing under the Uniform Commercial Code.

Referred to Committee on Rules.

Senate Constitutional Amendment No. 17: By Senators Symons, Teale, Begovich, O'Sullivan, Collier, Arnold, McCarthy, and McAteer—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1e to Article XIII thereof, relating to property taxation.

Referred to Committee on Revenue and Taxation.

ADJOURNMENT

At 4.32 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, March 25, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-SEVENTH LEGISLATIVE DAY

FIFTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, March 25, 1963

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stern, Sturgeon, Symons, Way, Weingand, and Williams—39.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

A prayer of atonement, Merciful God. Forgive us our trespasses in the proportion and the measure that we are willing to forgive those who have trespassed against us. For every unkind word, have mercy, O Lord. For every failure of weakness, or pride, or anger, or lust, or selfishness, forgive us, O Lord. For the temerity with which we have set ourselves above others, thought first of our comforts, our needs, and last of those of Thy little ones. For every time that we have failed Thee, please find it in Thy measureless mercy, O God, to forgive and forget. And lead us not into temptation, but deliver us from evil. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Donnelly led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Teale, on motion of Senator O'Sullivan on personal business.

**GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR
ON MARCH 22, 1963**

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Corralitos Union Elementary School of Watsonville: Mr. Shevy Schindler, teachers; and Mr. R. H. von der Mehden, principal. *Parents*—Mesdames Al Hansen, E. Jensen, W. Powers, L. Wilkinson, and W. Rogge. *Students*—Billy Alvein Gary Davis, David De La Pena, Lennie Edsall, Nick Gilardoni, Joe Gulnac, Robert Harris, Robert Henri, Charles Lewis, Louis Miller, Gerry Newell, Joe Rivas, Allan Tidmore, Milan Terkla, Kristi Almquist, Shirley Anderson, Jeanne Aydelotte, Betty Bogges, Gretchen Briley, Mary Cikuth, Sandra Gulermovich, Kathy Hansen, Rosalie Javier, Judi Jensen, Maria Lopez, Maxine Montero, Carolyn Moorman, June Powers, Andrea Wilkenson, and Linda Wilson.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of San Miguel Joint Union Elementary School: Thomas J. Whaley, superintendent; Tom McGuigan, teacher; and Mrs. Dorothy Nevill, teacher. *Students*—Brigitta Dart, Brigitte Strawn, Linda Hamlin, Kathy Staley, Juanita Roach, Janice Baker, Kelly Hammond, Marvy Cisneros, Sally Cotton, Valerie Reasons, Charles Hamlin, Earl Piner, Danny Buckley, Gary Nevill, Brian Camuzou, David Williams, Rafael Olivencia, William Hawkins, Bruce Mosher, Earnest Bolton, and Michael Eidenier.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bozarth and Mr. Oliver, and the following students of Sleepy Hollow School of Marin County: Curtis Anderson, Becky Bell, Walt Boatright, Kappy Burke, Lee Bramson, Mark Cerri, Paul Chourre, Steve Fenston, Will Finke, Buddy Gallagher, Lexine Preubstick, Nancy Hammond, Stan Hardeeman, Bill Hickerson, Daniel Keener, Chris Keller, Terry Lawson, Jan Leibert, Vicky Lilienthal, Eudie Macondray, Susan Mauk, Tom Mayer, Richard Mason, Bob Nilson, Marilyn Nicolai, Marlene Pukis, George Rogers, Karl Stein, John Scott, Bruce Thomas, Veronica Young, Barbara Zahirth, John Jorgensen, Terry Baekes, Gayle Alderson, Sandy Amonini, Diane Bragg, Doug Castle, Dean Crawford, Nicky Czufin, Mary Lou Doyle, Phyllis Ford, Karen Fuller, Kathy Gallagher, Steve Garretson, Gaylord Hanson, John Isola, Sandra Johansson, Laurie Kinkade, Kathy Kenney, Elizabeth Locati, Nancy Morrison, Joe Mulder, Steve Miller, Marianne Mitchell, Cheryl Norton, Carl Paine, Greg Roemer, Kurt Rupke, Carol Samuel, Paul Sagues, Linda Swift, Chris Tuft, Rick Tang, Chris Talbot, John Watts, and Connie Fischer.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Grand View Elementary School of Dinuba: Mr. and Mrs. Paul Vogt, and Mr. and Mrs. Marvin Rempel. *Students*—Danny Buhler, Harold Buller, Andy Bushard, Eugene Davis, James Felts, Frank Fukushima, Steve Garrison, Roald Hansen, Kendall

Huey, Bob Nix, Walter Pinkerton, Albert Sullivan, Norman Thiesen, Monte Wada, Fred M. Lontayo, Martha Bursen, Barbara Chesser, Helen deLeon, Grace Enns, Lillie Herrera, Juan Ibara, Rosemary Nachtigal, Janice Nickel, Pearl Northern, Colleen Powers, Janet Thiesen, Lois Thiesen, Sharon Togioka, Sharon Walls, and Irene Wiebe.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Seven Hills School of Nevada City: *Adults*—Mrs. McCullough, Mrs. McLeod, and Mr. Tikasingh. *Students*—Dennis Akers, Larry Anderson, Patricia Andes, Donna Barker, Edna Buffington, Leroy Christenson, Tom Gau, Cheryl Holborrk, Mike Lehman, Dee Lewis, Linda McGuire, Buddy Mitchell, Dennis Moore, Bob Pickering, Tom Powell, Alfred Raney, Larry Retallack, Cheryl Rockholm, Sally Stallings, Bill Stock, Russell Thomas, Sanford Williams, Judy Wilson, Steve Acker, Sharon Adams, Betty Addleman, Rickey Addleman, Benny Angove, Pat Baker, Cindy Barry, Bobby Boles, Barbara Butenschoen, Nancy Carr, Gayle Deeble, Robert Fields, Eryka Fraczek, Greg Griff, John Griffin, Nancy Grill, Amy Hardesty, Dick Hawkins, Connie Ingram, Anita Jacobson, Barbara Kopp, Ronald Lacayo, Dorothy Lewis, Pam McCoy, Carl McClure, Greg McClurg, Linda McKenzie, Pamela Perry, Howard Porter, Diana Rickard, Gary Sharpe, Terry Thomas, Gwen Toedtemeir, Caroline Trubshenck, Jo Weir, Bonnie Lajoie, Debbie Airington, Lucinda Anderson, Jean Brooks, Marilyn Brown, Chris Buchanan, Terry Cassettari, Cynthia Cole, Dorothy Cook, Richard Conant, Clay Daniels, Mark Dodini, Joel McElhannon, Barbara Dreher, Cynthia Gelatt, Kathy Groth, Alberta Hanback, Fred Hoffer, Glenn Jacobson, Sharon Higginbotham, Ronald Jenkins, Bob Kilroy, Dan Kopp, Bobby Lajoie, Marcia Moody, Jill Mooney, David Murray, Judy Nelson, Steven Reader, Evelyn Ryberg, George Steger, Susan Vander Veur, Mike Wagner, Tom Whitman, Charles Wilson, and Suzanne Woods.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Alta Union Elementary School of Reedley: Peter Acosta, Donald Apkarian, Eugene Boen, Gary Caviness, John Hazel, Myron Hofer, Monte Lewis, Joe Lopez, Howard McCain, Lonnie McCarty, Umberto Medrano, Jimmy Miller, Frankie Montanez, Trinidad Navarro, Timmy Payne, Joe Perez, Frank Sanchez, John Stobbe, Maria Alvarez, Yolanda Avilla, Cheri Dekeyser, Marianne Edson, Margaret Ellis, Sharon Gray, Irene Gutierrez, Mary Hernandez, Sherill Hovsepian, Susan Morita, Frances Perez, Maria Priego, Felipa Romero, Hoie Sanchez, and Patsy Shrum.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Newcastle Elementary School: Mr. Richard Sayles, district superintendent; Mr. Robert Erwin, class instructor; Don Brock, Norma Bounds, James Ellis, Robert Fowler, Mike Goin, Kerry Gray, Lupe Hernandez, Janice Jolly, Betty Kerr, Annie Moseley,

Pat Nicholas, Dan Perry, Stuart Rich, Onofre Sanchez, James Santos, Sandra Silva, Arlene Smith, Linda Stallions, John Vieira, and Robert Woods.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. J. G. McGarity and Mrs. E. Kost, both of Sacramento.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Elbow Creek School of Visalia: Vincent Renzi, Eighth Grade Teacher; and Steven Marisich, Superintendent. *Chapcrans*—Mrs. Jeanne White and Mrs. Lena Reilly. *Students*—Steven Bickel, Frank Coburn, Donald Dillon, Gregory Danbar, Tony Fierro, Gabriel Florez, Dana Hoover, John Isaacs, Richard Lancaster, Arthur Langguth, John Lowe, Wayne Mancebo, Roy Palmer, Kenny Ridge, Spencer Shoemaker, Kenneth Spray, Clyde Stewart, Edgar White, Betty Armstrong, Susan Carrasco, Kathie Foster, Sharon McKibben, Sandra Mancebo, Judy Medlock, Lanetta Miles, Connie Nuner, Kathleen Phillips, Linda Powers, Janet Reilly, Mernia Hales, and Sheena Sharp.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Oak Run School of Shasta County: Mr. Donald H. Wakefield and Mr. Preston Murphy. *Students*—Stephen Benich, Gary Cahoon, Linda Cooper, Paul Kindle, Dean Jones, Rebecca Nichols, William Ross, Harvey Spears, Ann Strawn, and Gail Strawn.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Pacific Christian Academy of Graton: Mr. Bill Ping, Mrs. R. W. Duncan, teacher; and Mr. and Mrs. Harold Johnston. *Students*—Judy Davis, Stanley Davis, Rod Duncan, Tom Owen, Kathy Ping, John Thomson, Janis Watkins, Phyllis Westrope, Gretchen Bryant, Sharol Biggers, Dean Davis, Barbara Duncan, Louise Hinds, Mike Johnston, Stephen Brudege, Kenneth Bradey, and Larry Coffey.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Woodland High School: Thomas B. Houston, Morrie Zahl, Mrs. Margaret Smith, and Mrs. Francis Brown. *Students*—Carol Baker, Bruce Baccel, Pam Barrow, Leon Bayless, Bob Black, Ren Bickle, Gail Brady, Janice Butz, Jan Cabalzar, Marge Cassel, Judy Celoni, Jane Classen, Dick Cololan, Sharron Culliton, Charlene Daigre, Jan Dickerson, Gary Dodson, Linda Doty, Lois Dryden, Lynnell Eilela, Sarah Fiedler, Donna Fielding, Pete Foster, Carolyn Frantz, Carol Glodinelli, Elizabeth Grant, Kathy Griffith, Carol Haydman, Christine Hart, Judy Hems, Ned Hoppin, Polly Ivey, Don Johnson, Stephen Jones, Wayne Kelly, Ann Klusman, Jean Leathers, Beatrice Lee, Karen Lee, Jack Leslie, Constance Long, Ron Luyet, Al Martinez, Letty Martinez, Clarence Mattos, John Meek, Becky Miller, Aurora Miramontes, Nellie Mischenko, Alicia Moore, Karen Morelli, Susan Pennick, Arlin Peters, Leo Pimentel, Anne Reynolds, Myrletta Rottmiller,

Karen Scott, Bart Simpson, Ruth Sisson, Kathy Spencer, Gloria Stewart, Jean Stockton, Jan Story, Nancy Strack, Charles Timm, Kathy Whiteside, Mary Williams, Phyllis Wilkendorf, and Charles Winter.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Douglas Woodworth, attorney, of San Diego.

On request of Senators Donnelly and Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. R. Thompson of Stockton.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. J. Wesley Farr of Bakersfield.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Julianne and Sister Agnes Claire, of the Sisters of St. Joseph of Orange; Mrs. Richard Mattei, and Mr. Earl Sandstrom, and the following students of the eighth grade of St. Eugene's School, of Santa Rosa: John Ballotti, Linda Bloom, Carol Cerri, Kathleen Chaffey, Andy Bondi, Tim Bynon, Mary Ann Byrnes, Kathy Chandler, Sharon Crowley, James Currie, Elizabeth Finigan, Karen Fitzgerald, Justina Fruht, Robert Gomes, Bill Harris, Patricia Hodson, John Hulsman, James Kauth, Judy Ann Kennedy, Keven Kirby, Gary Wheelock, Steven Mache, Karen Marincovich, Pauline Mattei, Margaret McCaskill, Ian McKinnie, Martha Miller, David Mugridge, Darlene Noah, Joseph Nunes, Karen O'Malley, Scott Rodgers, Kathy Sandstrom, Bruce Reyes, Janis Stalker, Charles Schaefer, Eric Sorensen, John Struck, Fred Tirabassi, Vicki Ann Ullrich, Peter Van Dyk, Wendy Van Houghton, Martha Wall, Peggy Ward, Stephanie Williams, and Maureen McMahon.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Alice Sangines of Woodland.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 22, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 46
Assembly Bill No. 256
Assembly Bill No. 272
Assembly Bill No. 282
Assembly Bill No. 393
Assembly Bill No. 501
Assembly Bill No. 611
Assembly Bill No. 695
Assembly Bill No. 696
Assembly Bill No. 703
Assembly Bill No. 704
Assembly Bill No. 713
Assembly Bill No. 717
Assembly Bill No. 782
Assembly Bill No. 831
Assembly Bill No. 874
Assembly Bill No. 875
Assembly Bill No. 876

Assembly Bill No. 908
Assembly Bill No. 940
Assembly Bill No. 947
Assembly Bill No. 948
Assembly Bill No. 979
Assembly Bill No. 1003
Assembly Bill No. 1005
Assembly Bill No. 1028
Assembly Bill No. 1029
Assembly Bill No. 1077
Assembly Bill No. 1088
Assembly Bill No. 1102
Assembly Bill No. 1122
Assembly Bill No. 1126
Assembly Bill No. 1128
Assembly Bill No. 1188
Assembly Bill No. 1228
Assembly Bill No. 1232

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 46—An act to amend Section 933 of the Penal Code, relating to grand juries.

Referred to Committee on Judiciary.

Assembly Bill No. 256—An act to add Article 5 (commencing with Section 760) to Chapter 5 of Division 3 of the Harbors and Navigation Code, relating to the licensing of for-hire vessel operators.

Referred to Committee on Natural Resources.

Assembly Bill No. 272—An act to amend Section 8151 of the Fish and Game Code, relating to sardines.

Referred to Committee on Fish and Game.

Assembly Bill No. 282—An act to amend Section 10433 of, and to add Sections 10575.1 and 10575.2 to, the Health and Safety Code, relating to birth certificates.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 393—An act to amend Section 79.01 of the Civil Code, relating to premarital blood tests.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 501—An act to amend Section 13729 of the Education Code, relating to emergency appointments of classified employees.

Referred to Committee on Education.

Assembly Bill No. 611—An act to amend Section 29610 of the Government Code, relating to the convention expenses of county officers.

Referred to Committee on Local Government.

Assembly Bill No. 695—An act to amend Section 14001 of the Education Code, relating to state teachers' retirement.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 696—An act to amend Sections 19030 and 19037 of the Streets and Highways Code, relating to establishment of highway lighting districts.

Referred to Committee on Transportation.

Assembly Bill No. 703—An act to amend Sections 1401 and 2648 of the Education Code, relating to junior college districts.

Referred to Committee on Education.

Assembly Bill No. 704—An act to amend Section 2571 of the Education Code, relating to a junior college remaining a separate district upon formation of coterminous unified district.

Referred to Committee on Education.

Assembly Bill No. 713—An act to amend Sections 14105 and 14157 of, and to repeal Section 14106 of, the Education Code, relating to state teachers' retirement.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 717—An act to amend Section 40000 of the Vehicle Code, relating to the time period for commencing criminal actions for Vehicle Code violations involving false or counterfeit documents.

Referred to Committee on Transportation.

Assembly Bill No. 782—An act to amend Section 250 of the Military and Veterans Code, relating to enlistment in the California National Guard.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 831—An act to amend Section 1425 of the Penal Code, relating to jurisdiction of justice courts.

Referred to Committee on Judiciary.

Assembly Bill No. 874—An act to amend Section 1510 of the Probate Code, relating to investment of funds belonging to minors without a guardian.

Referred to Committee on Judiciary.

Assembly Bill No. 875—An act to amend Section 1660 of the Probate Code, relating to the investment of surplus funds of a ward's estate by the guardian.

Referred to Committee on Judiciary.

Assembly Bill No. 876—An act to amend Sections 1147 and 1147.5 of the Probate Code, relating to duties of public administrators.

Referred to Committee on Judiciary.

Assembly Bill No. 908—An act to amend Sections 20101, 20104, and 22810 of the Government Code, relating to medical and hospital care for state officers and employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 940—An act to amend Section 258 of the Probate Code, relating to inheritance.

Referred to Committee on Judiciary.

Assembly Bill No. 947—An act to amend Section 25750 of the Health and Safety Code, relating to atomic energy.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 948—An act to amend Sections 2601 and 2660 of the Business and Professions Code, relating to physical therapy.

Referred to Committee on Business and Professions.

Assembly Bill No. 979—An act to amend Sections 4475 and 4476 of the Health and Safety Code, relating to garbage disposal.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1003—An act to amend Section 22793 of the Government Code, relating to medical and hospital care for state officers and employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1005—An act to amend Sections 22826 and 22840 of the Government Code, relating to medical and hospital care for state officers and employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1028—An act to amend Section 717.1 of the Code of Civil Procedure, relating to proceedings supplemental to execution.

Referred to Committee on Judiciary.

Assembly Bill No. 1029—An act to add Section 11580.3 to the Insurance Code, relating to the recovery of minors under uninsured motorist coverage.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1077—An act to repeal Sections 1192.2 and 1192.3 of, and to add Section 1192.2 to, the Insurance Code, relating to leasehold interests as security for loans.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1088—An act to add Article 2.6 (commencing with Section 4729) to Chapter 5, Part 3, Division 5 of, and to amend Section 4830 of, the Health and Safety Code, relating to sanitation districts.

Referred to Committee on Local Government.

Assembly Bill No. 1102—An act to amend Section 224 of the Civil Code, relating to custody of children.

Referred to Committee on Judiciary.

Assembly Bill No. 1122—An act to amend Sections 6860 and 6938 of the Harbors and Navigation Code, relating to river port districts.

Referred to Committee on Local Government.

Assembly Bill No. 1126—An act to amend Section 25480 of the Government Code, relating to county purchases.

Referred to Committee on Local Government.

Assembly Bill No. 1128—An act to amend Section 1105.3 of the Agricultural Code, and Section 28150 of the Health and Safety Code, relating to eggs.

Referred to Committee on Agriculture.

Assembly Bill No. 1188—An act to amend Section 925 of the Penal Code, relating to the grand jury.

Referred to Committee on Judiciary.

Assembly Bill No. 1228—An act to amend Section 634 of the Code of Civil Procedure, relating to trials by court in civil actions.

Referred to Committee on Judiciary.

Assembly Bill No. 1232—An act to amend Section 69903 of the Government Code, relating to superior court employees.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 22, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 56
Senate Bill No. 101

Senate Bill No. 111
Senate Bill No. 134

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 25, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 10

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By J. D. DRISCOLL, Assistant Clerk

ASSEMBLY CHAMBER, March 25, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 320

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, March 25, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 17

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, March 25, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Bill No. 253

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, March 25, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 38

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 38—Relative to a study relating to glass breakage in vehicle accidents.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 25, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 115

Assembly Bill No. 307

Assembly Bill No. 784

Assembly Bill No. 785

Assembly Bill No. 851

Assembly Bill No. 880

Assembly Bill No. 904

Assembly Bill No. 906

Assembly Bill No. 946

Assembly Bill No. 1020

Assembly Bill No. 1040

Assembly Bill No. 1106

Assembly Bill No. 1130

Assembly Bill No. 1137

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 115—An act to amend Sections 2020, 2025, 3084, and 3472 of the Welfare and Institutions Code, relating to old age assistance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 307—An act to amend Section 23102 of the Vehicle Code, relating to driving a vehicle while under the influence of intoxicating liquor.

Referred to Committee on Transportation.

Assembly Bill No. 784—An act to amend Section 161 of the Military and Veterans Code, relating to qualifications and appointment of the Assistant Adjutant General.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 785—An act to amend Section 162 of the Military and Veterans Code, relating to qualifications and appointment of the Adjutant General.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 851—An act to amend Section 17255 of the Revenue and Taxation Code, relating to personal income tax deductions.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 880—An act to repeal Article 3 (commencing with Section 11200) of Chapter 1 of Part 2 of Division 4 of the Business and Professions Code, and to add Sections 2985.2, 2985.3, 2985.4, and 2985.5 to, and to amend Section 2985 of, the Civil Code, and to add Section 506b to the Penal Code, relating to real estate sales contracts.

Referred to Committee on Business and Professions.

Assembly Bill No. 904—An act to amend Sections 25350 and 25351 of the Vehicle Code, relating to display of lights on commercial and common carrier vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 906—An act to amend Section 22111 of the Vehicle Code, relating to the giving of hand signals.

Referred to Committee on Transportation.

Assembly Bill No. 946—An act to amend Sections 13551 and 14250 of the Vehicle Code, relating to drivers' licenses.

Referred to Committee on Transportation.

Assembly Bill No. 1020—An act to amend Section 79.05 of the Civil Code, to amend Sections 3226 and 10379 and to repeal Section 3225 of the Health and Safety Code, relating to reports and records.

Referred to Committee on Judiciary.

Assembly Bill No. 1040—An act to add Section 480 to the Penal Code, relating to forgery of letters.

Referred to Committee on Judiciary.

Assembly Bill No. 1106—An act to amend Sections 5183 and 5186 of the Welfare and Institutions Code, relating to the public guardian.

Referred to Committee on Judiciary.

Assembly Bill No. 1130—An act to repeal Section 7853 of, to amend Sections 7753, 7754, 7758, 7851, 7852, 8105, and 8251 of, to repeal Article 3 (commencing with Section 7951) of Chapter 3 of Division 7 of, and to add Article 6 (commencing with Section 8425) to Chapter 4 of Division 7 of, the Education Code, relating to the Public School System.

Referred to Committee on Education.

Assembly Bill No. 1137—An act to amend Section 710 of the Probate Code, relating to claims against estates.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 22, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 4—Relative to conveyance of federal lands in Marin County to the State of California;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 22d day of March, 1963, at 10.30 a.m.

BURNS, Chairman

SENATE CHAMBER, March 22, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 37—An act to amend Section 17765 of, and add Section 17750.1 to the Business and Professions Code, relating to trading stamps;

Senate Bill No. 181—An act to amend Section 268 of the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the 22d day of March, 1963, at 10.30 a.m.

BURNS, Chairman

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 158—An act to amend Section 28117 of the Government Code, relating to salaries of county officers;

Senate Bill No. 294—An act to amend Section 28126 of the Government Code, relating to compensation for public service in counties of the 26th class;

And reports that the same have been correctly enrolled, and presented to the Governor on the 25th day of March, 1963, at 1.30 p.m.

BURNS, Chairman

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 51	Senate Bill No. 540
Senate Bill No. 157	Senate Bill No. 541
Senate Bill No. 171	Senate Bill No. 542
Senate Bill No. 286	Senate Bill No. 543
Senate Bill No. 402	Senate Bill No. 544
Senate Bill No. 427	Senate Bill No. 545
Senate Bill No. 428	Senate Bill No. 546
Senate Bill No. 502	Senate Bill No. 547
Senate Bill No. 504	Senate Bill No. 631
Senate Bill No. 539	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 22, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 63	Senate Bill No. 704
Senate Bill No. 122	Senate Bill No. 712
Senate Bill No. 529	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 40

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 337
Senate Bill No. 488

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Revenue and Taxation

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred: Assembly Bill No. 173

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 570

Senate Bill No. 646

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass, as amended, and be placed on the Consent Calendar.

SHORT, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 486

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SHORT, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 630

Assembly Bill No. 581

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

SHORT, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 388

Senate Bill No. 389

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 464

Senate Bill No. 480

Senate Bill No. 755

Senate Bill No. 481

Senate Bill No. 479

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

COBEY, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 591

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Water Resources, to which were referred: Senate Bill No. 461
Assembly Bill No. 1114

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Water Resources, to which were referred: Senate Bill No. 742
Assembly Bill No. 45

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

COBEY, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 720

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 720

Senator Burns moved that Senate Bill No. 720 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 720—An act to add Section 22(a) to, and to amend Section 23 of, the Fresno Metropolitan Flood Control Act (Chapter 503, Statutes of 1955), relating to the Fresno Metropolitan Flood Control District.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, after "District", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 2, after line 29, insert
"Sec. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are: In order for the tax benefits provided by this act to be available to the property owners in the Fresno Metropolitan Flood Control District in the 1963-64 fiscal year it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Motion to Print With Rush Order

Senator Burns moved that Senate Bill No. 720 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, March 21, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 329

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 329

Senator Weingand moved that Senate Bill No. 329 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 329—An act to add Section 5866 to the Public Resources Code, relating to small craft harbors.

Bill read second time.

Motion to Amend

Senator Weingand moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "to add Section 5866 to the Public Resources Code,".

Amendment No. 2

In line 2 of the title, strike out "small craft harbors", and insert "the use by the City of Santa Barbara of the proceeds of a loan authorized to be made to it for the development of a small craft harbor".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Notwithstanding any provision of the Small Craft Harbors Law (Division 5.7 (commencing with Section 5801) of the Public Resources Code), the City of Santa Barbara may use all or any portion of the loan of one hundred eighty thousand dollars (\$180,000) authorized to be made to it by the Small Craft Harbors Commission to reimburse itself for expenditures that have been made by it in the development of its small craft harbor subsequent to the authorization of such loan and in anticipation of the receipt thereof.

SEC. 2. The Legislature hereby finds and declares that this special act relating only to the City of Santa Barbara is necessary in view of the special facts existing only with respect to the city. A loan of seven hundred thousand dollars (\$700,000) had been made to the city for the development of a small craft harbor project. Due to various factors, expenditure of additional money became necessary in order to complete the project. In November of 1962, the Small Craft Harbors Commission authorized an additional loan of one hundred eighty thousand dollars (\$180,000) to the city for the completion of the project. Upon such authorization being made, the city, acting in good faith and in the belief that when the additional loan was actually made it could reimburse itself from the proceeds, went ahead with work on the project, expending its own funds. There is no authority granted by the Small Craft Harbors Law for the use of loan proceeds for such reimbursement. This act is necessary, therefore, to provide an equitable remedy for this special problem affecting the City of Santa Barbara."

Amendment No. 4

On page 1, strike out lines 2 to 15, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which were referred:

Senate Bill No. 308

Senate Bill No. 738

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND SENATE BILL NO. 308

Senator Cobey moved that Senate Bill No. 308 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 308—An act to amend Sections 1299.18, 1299.19, and 1300.1 of the Agricultural Code, relating to processors of farm products.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out “, 1299.19, and 1300.1”, and insert “and 1299.19”.

Amendment No. 2

On page 1, line 10, strike out “livestock,”.

Amendment No. 3

On page 2, strike out lines 26 to 51, inclusive; and strike out page 3.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

MOTION TO AMEND SENATE BILL NO. 738

Senator Cobey moved that Senate Bill No. 738 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 738—An act to add Section 257 to the Agricultural Code, relating to bovine tuberculosis.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 1, of the printed bill, after "animal", insert "less any sum authorized to be paid to him for indemnity purposes from any appropriation made by the United States to assist in the eradication of tuberculosis in cattle in California".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 370

Senate Bill No. 537

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 370

Senator Holmdahl moved that Senate Bill No. 370 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 370—An act to add Part 12 (commencing with Section 15900) to Division 3 of Title 2 of the Government Code, relating to the economic policy of the State.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 4, of the printed bill, after "Governor", insert ", utilizing his existing staff and existing resources of state agencies responsible to him in preparation thereof,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 537

Senator Rees moved that Senate Bill No. 537 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 537—An act to amend Sections 16731, 16736, and 16754 of the Government Code, relating to the General Obligation Bond Law.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendments:

Amendment No. 1

On page 1, in the first line of the title of the printed bill, strike out ", 16736, and 16754", and insert "and 16736".

Amendment No. 2

On page 2, strike out all of lines 42 to 44, inclusive, and insert "(k) Whether or not the committee will adopt a resolution subsequent to the date and hour set for the sale determining whether or not the rate of interest specified in the bid resulting in the lowest net interest cost is excessive. In the event the determination is that such bid is excessive and not in the best interest of the state, the resolution shall also authorize and direct the State Treasurer to reject all bids for the bonds."

Amendment No. 3

On page 3, strike out all of lines 28 to 49, inclusive.

Amendment No. 4

On page 4, strike out all of lines 1 to 7, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 342

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 342

Senator Rees moved that Senate Bill No. 342 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 342—An act to add Section 12526 to the Government Code, relating to the Attorney General.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "12526 to the Government", and insert "2240 to the Corporations".

Amendment No. 2

On page 1, line 1, strike out "12526 is added to the Government", and insert "2240 is added to the Corporations".

Amendment No. 3

On page 1, strike out lines 3 to 23, inclusive, and insert "2240. The Attorney General, whenever he shall find that a corporation is failing to comply with the provisions of Sections 310, 502, 811, 813, 815, 820, 823-825,

1106, 1308, 1500-1511, 2200-2239, 3000-3022, 3600-3703, 4107, 4300-4318, 4650-4662, and Title 4 of this code, may in the name of the people of the State of California:

(a) Institute and maintain such suits, actions or proceedings of any type in any court or tribunal of competent jurisdiction or before any administrative agency for such relief by way of injunction, the dissolution of entities, the appointment of receivers, or any other temporary, preliminary, provisional or final remedies as may be appropriate to protect the rights of stockholders or to undo the consequences of failure to comply with Corporations Code requirements. In any such action, suit or proceeding there may be joined as parties all persons and entities involved, or affected by, or instrumental to such activity.

(b) Intervene, on the side of any party or independently, in any action, suit or proceeding pending in any court or tribunal or before any administrative agency affecting or involving the denial of rights of corporate stockholders.

(c) For the purposes of protecting or asserting the rights and interests of stockholders affected by the conduct of the corporation, undertake by acceptance of assignments of claims or otherwise, institute and maintain for or on behalf of any such stockholders, any action, suit, or proceedings to enforce, secure or defend any right, interest or claim of such stockholders and in any such suit, action or proceeding employ or obtain any process, relief or remedy, whether temporary, provisional, preliminary or final to which any such stockholder might be entitled."

Amendment No. 4

On page 2, strike out lines 1 to 18, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 80

Senate Bill No. 558

Senate Bill No. 178

Senate Bill No. 654

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 80

Senator Lagomarsino moved that Senate Bill No. 80 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 80—An act to add Section 818 to the Penal Code, relating to arrest.

Bill read second time.

Motion to Amend

Senator Lagomarsino moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, after "person", insert " , at his home, apartment, hotel room, or other place of permanent or temporary abode,".

Amendment No. 2

On page 1, line 9, of the printed bill, strike out "shall", and insert "may".

Amendment No. 3

On page 1, lines 12 and 13, of the printed bill, strike out "40500 through 40506 of the Vehicle", and insert "853.6 through 853.8 of the Penal".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 178

Senator Lagomarsino moved that Senate Bill No. 178 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 178—An act to add Section 1276.5 to the Penal Code, relating to bail.

Bill read second time.

Motion to Amend

Senator Lagomarsino moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 5 to 9, inclusive, and insert "because he is under the influence of intoxicating liquor, or any drug, or the combined influence of intoxicating liquor and any drug, in such condition that it reasonably appears that he is unable to exercise care for his own safety, except that discharge shall not be delayed for such reason for longer than 10 hours from the time of arrest."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 558

Senator Cobey moved that Senate Bill No. 558 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 558—An act to amend Sections 15502, 15507, 15509, 15519, 15520 and 15524 of the Corporations Code, relating to limited partnerships.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 4 of the printed bill, as amended in Senate March 8, 1963, after line 49, insert

"Sec. 7. The provisions of this act shall be construed as clarification and a continuation of existing law and shall not be construed as constituting changes therein."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 654

Senator Lagomarsino moved that Senate Bill No. 654 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 654—An act to add Section 858.5 to the Penal Code, relating to plea and sentencing in criminal cases.

Bill read second time.

Motion to Amend

Senator Lagomarsino moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 12, of the printed bill, after "accordingly," insert "give such instructions to defendant as otherwise required by law and shall".

Amendment No. 2

On page 1, strike out lines 15 to 17, inclusive; and on line 18, strike out "him."

Amendment No. 3

On page 1, line 22, strike out "it", and insert "and the district attorney of the county in which the court sits, after notice from the court of the request it has received, does not object to such action, the court".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 323

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 323

Senator Geddes moved that Senate Bill No. 323 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 323—An act to amend Section 42001 of, and to add Section 42001.5 to, the Vehicle Code, relating to fines and penalties.

Bill read second time.

Motion to Amend

Senator Geddes moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "Code," insert "and to amend Sections 374b and 588a of the Penal Code, and to amend Sections 4476 and 13002 of the Health and Safety Code,".

Amendment No. 2

On page 2, strike out lines 10 to 22, inclusive, and insert

"42001.5. Whenever any person is convicted of a violation of Sections 23111, 23112, or 23113 of this code the court shall impose the following sentences:

(a) First conviction—fine of not less than fifty dollars (\$50) nor more than five hundred dollars (\$500) or imprisonment in the county jail for five days.

(b) Second conviction within period of one year—fine of not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500) or imprisonment in the county jail for 10 days, or both.

(c) Third or any subsequent conviction within period of one year—fine of not less than three hundred dollars (\$300) nor more than five hundred dollars (\$500) or imprisonment in the county jail for six months, or both.

SEC. 3. Section 4476 of the Health and Safety Code is amended to read:

4476. (a) Every person who places, deposits, or dumps, or who causes to be placed, deposited or dumped, or who causes or allows to overflow, any sewage, sludge, cesspool or septic tank effluent, or accumulation of human excreta, or any garbage, in or upon any street, alley, public highway, or road in common use or upon any public park or other public property other than property designated or set aside for such purpose by the governing board or body having charge thereof, or upon any private property into or upon which the public is admitted by easement, license or otherwise, is guilty of a misdemeanor.

This section does not apply to the placing, depositing, or dumping of any garbage or refuse upon private property by the owner, or any person authorized by the owner, of the private property.

(b) Whenever any person is convicted of this section, the court shall impose the following sentences:

(1) First conviction—fine of not less than fifty dollars (\$50) nor more than five hundred dollars (\$500) or imprisonment in the county jail for five days.

(2) Second conviction within period of one year—fine of not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500) or imprisonment in the county jail for 10 days, or both.

(3) Third or any subsequent conviction within period of one year—fine of not less than three hundred dollars (\$300) nor more than five hundred dollars (\$500) or imprisonment in the county jail for six months, or both.

SEC. 4. Section 13002 of said code is amended to read:

13002. (a) Every person is guilty of a misdemeanor who throws from a moving vehicle any lighted cigarette, cigar, ashes, or other flaming or glowing substance, or any substance or thing which may cause a fire.

(b) Whenever any person is convicted of this section, the court shall impose the following sentences:

(1) First conviction—fine of not less than fifty dollars (\$50) nor more than five hundred dollars (\$500) or imprisonment in the county jail for five days.

(2) Second conviction within period of one year—fine of not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500) or imprisonment in the county jail for 10 days, or both.

(3) Third or any subsequent conviction within period of one year—fine of not less than three hundred dollars (\$300) nor more than five hundred dollars (\$500) or imprisonment in the county jail for six months, or both.

SEC. 5. Section 374b of the Penal Code is amended to read:

374b. (a) It shall be unlawful to place, deposit or dump, or cause to be placed, deposited or dumped, any garbage, swill, cans, bottles, papers, ashes, refuse, carcass of any dead animal, offal, trash or rubbish or any noisome, nauseous or offensive matter in or upon any public or private highway or road, including any portion of the right-of-way thereof, or in or upon any private property into or upon which the public is admitted by easement or license, or upon any private property without the consent of the owner, or in or upon any public park or other public property other than property designated or set aside for such purpose by the governing board or body having charge thereof. It shall be unlawful to place, deposit, or dump, or cause to be placed, deposited or dumped, any rocks or dirt in or upon any private highway or road, including any portion of the right-of-way thereof, or any private property, without the consent of the owner, or in or upon any public park or other public property, without the consent of the state or local agency having jurisdiction over such highway, road, or property. Any person, firm or corporation violating the provisions of this section shall be guilty of a misdemeanor.

No portion of this section shall be construed to restrict a private owner in the use of his own private property.

(b) Whenever any person is convicted of this section, the court shall impose the following sentences:

(1) First conviction—fine of not less than fifty dollars (\$50) nor more than five hundred dollars (\$500) or imprisonment in the county jail for five days.

(2) Second conviction within period of one year—fine of not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500) or imprisonment in the county jail for 10 days, or both.

(3) Third or any subsequent conviction within period of one year—fine of not less than three hundred dollars (\$300) nor more than five hundred dollars (\$500) or imprisonment in the county jail for six months, or both.

SEC. 6. Section 588a of said code is amended to read :

588a. (a) Any person who throws or deposits any glass bottle, glass, nails, tacks, hoops, wire, cans or any other substance likely to injure any person, animal or vehicle upon any public highway in the State of California shall be guilty of misdemeanor.

(b) Whenever any person is convicted of this section, the court shall impose the following sentences:

(1) First conviction—fine of not less than fifty dollars (\$50) nor more than five hundred dollars (\$500) or imprisonment in the county jail for five days.

(2) Second conviction within period of one year—fine of not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500) or imprisonment in the county jail for 10 days, or both.

(3) Third of any subsequent conviction within period of one year—fine of not less than three hundred dollars (\$300) nor more than five hundred dollars (\$500) or imprisonment in the county jail for six months, or both."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Insurance and Financial Institutions

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 616

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 616

Senator Gibson moved that Senate Bill No. 616 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 616—An act to add Chapter 7 (commencing with Section 18900) to Division 7 of the Financial Code and to add Sections 18003.1, 18200.7, 18203.6, 18624.2, 18668.4, and to amend Sections 18201, 18422, 18668.2, 18669 of said code, relating to industrial loan companies.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In lines 3 and 4 of the title of the printed bill, strike out "18203.6, 18624.2, 18668.4, and to amend Sections 18201, 18422, 18668.2, 18669 of", and insert "18200.8, 18203.6, 18624.2, and 18669.1 to, and to amend Sections 18201 and 18422 of,".

Amendment No. 2

On page 2, line 6 following "premiums," insert "accrued".

Amendment No. 3

On page 2, line 19 following "premiums," insert "accrued".

Amendment No. 4

On page 2, line 45, strike out "both by"; and strike out line 46, and insert "by policies and a general description of coverages."

Amendment No. 5

On page 2, line 51, strike out "agreement", and insert "unpaid".

Amendment No. 6

On page 3, line 6, strike out "18949", and insert "18667".

Amendment No. 7

On page 3, line 15, strike out "for an"; and strike out line 16, and insert a comma.

Amendment No. 8

On page 3, line 21, strike out "The notice shall set forth the unpaid balance"; and strike out lines 22 to 29, inclusive, and insert

"The notice of the revised finance agreement shall set forth:

(a) The unpaid balance, as adjusted.

(b) The number and frequency of each installment under the revised finance agreement.

(c) The amount of each installment.

(d) A statement to the insured that he may disaffirm the revised finance agreement by mailing, to the company's office, notice of his intention to do so within 10 days of the company's mailing of the notice of the revised finance agreement.

(e) A statement to the insured that the company may, in the event he disaffirms, cancel his insurance contract or contracts as provided in Section 18923, except that the 10 day period required by that section shall be deemed to commence with the mailing of the notice of the revised finance agreement."

Amendment No. 9

On page 3, line 49, strike out "by certified mail".

Amendment No. 10

On page 4, line 12, following "division.", insert "However, any cancellation notice period required by such statutory, regulatory or contractual restriction shall not be cumulative to the period required by Sections 18921 or 18923."

Amendment No. 11

On page 4, line 20, following "notice of", insert "request for".

Amendment No. 12

On page 4, line 26, strike out "earned", and insert "accrued".

Amendment No. 13

On page 4, between lines 28 and 29, insert

"18926. At the time of mailing the notice required by Sections 18921 or 18923, the employee of the company who is doing the mailing shall prepare and sign an affidavit setting forth the following:

(a) The name and address of the employee doing the mailing.

(b) That the employee is over 18 years of age.

(c) The date and place of deposit in the mail.

(d) The addressee's name and address as shown on the envelope mailed.

(e) That the envelope was sealed and deposited in the mail with the postage thereon fully paid.

An affidavit of mailing, prepared as prescribed in this section, shall raise a rebuttable presumption that the notice was mailed to the addressee stated in the affidavit."

Amendment No. 14

On page 4, strike out lines 30 to 50, inclusive; and on page 5, strike out lines 1 to 36, inclusive, and insert

"Article 3. General Provisions".

Amendment No. 15

On page 5, line 37, strike out "18947", and insert "18940".

Amendment No. 16

On page 5, line 48, strike out "18913", and insert "18941".

Amendment No. 17

On page 6, strike out lines 8 to 20, inclusive.

Amendment No. 18

On page 6, line 21, strike out "18950", and insert "18942".

Amendment No. 19

On page 6, line 23, strike out "if"; strike out line 24; and on line 25, strike out "charge".

Amendment No. 20

On page 6, line 27, strike out "18949", and insert "18667".

Amendment No. 21

On page 6, strike out line 30.

Amendment No. 22

On page 6, line 32, strike out "18970", and insert "18943".

Amendment No. 23

On page 6, line 37, strike out "18971" and insert "18944".

Amendment No. 24

On page 6, line 41, strike out "18972", and insert "18945".

Amendment No. 25

On page 6, line 44, strike out the period, and insert ", and shall be paid to the insurer within a reasonable time."

18946. Any corporation already organized as an industrial loan company shall conduct any insurance premium financing business under the authority of this chapter and it shall be subject to all of the provisions of this chapter in respect to such business, as if it were organized hereunder except that no cumulative capitalization requirement shall be imposed."

Amendment No. 26

On page 7, between lines 6 and 7, insert

"SEC. 4. Section 18200.8 is added to said code, to read:

18200.8. An industrial loan company premium financier desiring the full authority which may be conferred by this division, shall, in respect to any lending operations other than insurance premium financing, be required to amend its articles of incorporation and meet the requirements of this chapter as if it were making an original application for authority to organize under this division."

Amendment No. 27

On page 7, line 7, strike out "4", and insert "5".

Amendment No. 28

On page 7, line 14, strike out "5", and insert "6".

Amendment No. 29

On page 7, line 20, strike out "6", and insert "7".

Amendment No. 30

On page 7, line 30, strike out "7", and insert "8".

Amendment No. 31

On page 7, line 36, strike out the comma.

Amendment No. 32

On page 7, strike out lines 44 to 52, inclusive; and on page 8, strike out lines 1 to 30, inclusive, and insert

"SEC. 9. Section 18669.1 is added to said code, to read:

18669.1. The provisions of Sections 18668, 18668.1, 18668.2, 18668.3 and 18669 shall not apply to an industrial loan company premium financier."

Amendment No. 33

On page 8, line 31, strike out "11", and insert "10".

Amendment No. 34

On page 8, line 35, strike out "July", and insert "January".

Amendment No. 35

On page 8, line 36, strike out "July", and insert "January".

Amendment No. 36

On page 8, line 38, strike out "July", and insert "January".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 98

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 98

Senator Gibson moved that Senate Bill No. 98 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 98—An act to add Section 21962 to the Vehicle Code, relating to traffic control.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 18, 1963, strike out lines 8 to 22, inclusive, and insert

"21962. The governing board of any school district shall not enter into any agreement with a city or county, or city and county to contribute to the cost of employing persons as adult traffic control personnel whose function it would be to assist students to cross streets and highways to avoid traffic hazards except as provided in this section.

A school district may enter into such an agreement, and may expend school district funds to carry out these purposes, in order to provide adequate protection at any crosswalk or intersection to students going to and from schools if any of the following conditions apply:".

Amendment No. 2

On page 1, line 23, strike out "At least", and insert "Less than".

Amendment No. 3

On page 1, line 26, strike out "No", and insert "An".

Amendment No. 4

On page 2, line 1, strike out "No crosswalk", and insert "A crosswalk".

Amendment No. 5

On page 2, line 9, strike out "at least", and insert "less than".

Amendment No. 6

On page 2, line 11, strike out "at least", and insert "less than".

Amendment No. 7

On page 2, line 14, strike out "at least", and insert "less than".

Amendment No. 8

On page 2, line 16, strike out "impairs", and insert "does not impair".

Amendment No. 9

On page 2, lines 19 and 20, strike out "at least", and insert "less than".

Amendment No. 10

On page 2, line 25, strike out "exceeds", and insert "is less than".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 739

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 739

Senator Grunsky moved that Senate Bill No. 739 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 739—An act to amend Sections 2, 6, 7, 9, 11, 12, 16, 17 and 37 of, and to add Sections 9.1, 9.2, 9.3, 9.4, 9.5, 12.1, 12.2, 38.1, and 38.2 to, the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), relating to the San Benito County Water Conservation and Flood Control District.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 6, line 20, of the printed bill, after "levy", insert "any".

Amendment No. 2

On page 7, line 39, strike out the second "after the".

Amendment No. 3

On page 7, line 44, strike out the colon, and insert a semicolon.

Amendment No. 4

On page 8, line 28, strike out "Not", and insert "Not more than 91 days and not".

Amendment No. 5

On page 10, line 15, strike out the colon, and insert a semicolon.

Amendment No. 6

On page 11, line 5, strike out "case", and insert "cash".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 399

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 399

Senator O'Sullivan moved that Senate Bill No. 399 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 399—An act to amend Section 5003 of the Public Resources Code, and to add Article 1.5 (commencing with Section 5019.10) to Chapter 1 of Division 5 of the Public Resources Code, and to add Section 79 to the Agricultural Code, relating to state park and California State Fair and Exposition concession contracts.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

On page 3 of the printed bill, after line 51, insert

"5019.23. If the director deems it is for the best interests of the State he may, subject to the review of the State Park Commission, negotiate a contract when one or more of the following conditions exist:

(a) The bid process as prescribed in this article has failed to produce a responsible bidder, or

(b) It constitutes an extension of an existing contract obtained through the process required by this article, for the purpose of construction of substantial additional facilities by the concessioner, or

(c) Lands administered by the department and lands under the legal control of the prospective concessioner are so situated that the concession is dependent upon the use of such contiguous public and private lands."

Amendment No. 2

On page 4, line 1, strike out "5019.23", and insert "5019.21".

Amendment No. 3

On page 4, line 3, strike out "5019.24", and insert "5019.25".

Amendment No. 4

On page 4, line 8, strike out "5019.25", and insert "5019.26".

Amendment No. 5

On page 4, line 22, following "contracts" insert "anticipating a gross annual revenue in excess of four thousand dollars (\$4,000)".

Amendment No. 6

On page 4, line 25, following "procedures of said article," insert "The board may designate those concessions which are to be awarded to churches, veterans organizations and such other nonprofit organizations registered as such with the State. However, on all such proposed concessions anticipating annual gross revenues exceeding four thousand dollars (\$4,000) the board shall receive bids in the manner prescribed by this article from such nonprofit organizations."

Amendment No. 7

On page 4, following line 38, insert

"Sec. 4. Section 3 of this act shall take effect January 1, 1964."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 344

Senator Collier moved that Senate Bill No. 344 be withdrawn from Committee on Finance for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 344 An act to amend Sections 7351, 7653, 7654, and 8651 of, and to add Section 7351.5 to, the Revenue and Taxation Code, to amend Sections 9250, 9253, and 9400 of, and to add Section 9401 to, the Vehicle Code, and to amend the heading of Chapter 1 (commencing with Section 2000) of Division 3, and Sections 195, 2004.5, 2104, 2107.5, 2110, 2117.5, and 2152 of, to add Sections 186.1, 186.2, 186.3, 186.4, 186.5, 186.6, 186.7, 186.8, and 2105 to, and to repeal Chapter 2 (commencing with Section 2050) of Division 3, and Sections 2000, 2001, 2002, 2003, 2004, 2005, 2105, 2106, 2110.5, 2111, 2113, 2114, 2115, 2116, and 2117 of, the Streets and Highways Code, to provide a system of county and city streets, roads, and highways and for the financial support thereof, including the levying of taxes and fees therefor.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 8 of the title of the printed bill, as amended in Senate March 21, 1963, after "186.8," insert "188.6,".

Amendment No. 2

In line 12 of the title, after "of", insert "state,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, March 18th; Tuesday, March 19th; Wednesday, March 20th; and Thursday, March 21st, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

LETTER OF TRANSMITTAL

Hon. Glenn M. Anderson
President of the Senate

DEAR MR. PRESIDENT: Pursuant to Senate Rule 12, the Senate Fact Finding Committee on Education submits this report on its study of problems in the field of education.

The work of the committee was carried out during the interim by five subcommittees appointed October 27, 1961. All recommendations were adopted by the full committee and therefore appear here as full committee reports.

Verbatim transcripts of all hearings are on deposit with the California State Library.

Respectfully submitted,

RONALD G. CAMERON
 HUGH P. DONNELLY
 FRED S. FARR
 PAUL L. BYRNE **

DONALD L. GRUNSKY, Chairman
 ALBERT S. RODDA, Vice Chairman
 HUGO FISHER *
 JOHN A. MURDY, JR.
 WALTER W. STEIN

* Term expired January 6, 1963.

** Deceased August 28, 1962.

Letter of transmittal ordered printed in the Journal, and the report in the Appendix to the Journal.

Motion to Print Reports

Senator Grunsky moved that 2,000 copies of the Report of the Senate Fact Finding Committee on Education be printed for distribution.

Motion carried.

Senator O'Sullivan moved that 500 additional copies of the Report of the Interim Committee on Natural Resources be printed for distribution.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILLS
 NOS. 972 AND 1011

Senator Cobey moved that Senate Bills Nos. 972 and 1011 be withdrawn from Committee on Judiciary and re-referred to Committee on Social Welfare.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Regan:

Senate Resolution No. 101

Relative to the State Compensation Insurance Fund.

WHEREAS, There is some uncertainty, under present law, as to the exact nature and extent of the right of the Board of Administration of the State Employees' Retirement System and the State Compensation Insurance Fund to file liens in order to enforce subrogation rights under the State Employees' Retirement Law (Pt. 3, (commencing with Sec. 20000), Div. 5, Title 2, Gov. C.); and

WHILEAS, Serious questions have been raised as to the policy underlying this right, and the need for legislative reexamination has been suggested; now, therefore, be it

Resolved by the Senate of the State of California, That it is appropriate, at this time, that a study be undertaken of the law and practices in this State regarding the subject of this resolution; and be it further

Resolved, That the Senate Rules Committee is directed to assign the subject matter of this resolution to an appropriate interim committee for study and to direct such interim committee to report its findings thereof, together with its suggestions, if any, for proposed legislation to the Senate not later than the fifth legislative day of the 1965 Regular Session of the Legislature.

Resolution read, and referred to Committee on Rules.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 287—An act to amend Section 13197 of the Education Code and Section 1 of Chapter 848 of the Statutes of 1961, relating to the certification of school personnel, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "Section 1", and insert "Section 3".

Amendment No. 2

On page 1, line 4, strike out "September 1, 1964", and insert "January 1, 1964".

Amendment No. 3

On page 2, line 37, strike out "14", and insert "six".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 632—An act to amend Sections 22402, 22404, 22405, 22407, 22441 and 22554 of, and to add Sections 22406.5, 22444, 22445, 22446, 22553.5, 22553.6 and 22557 to, and to add Article 5 (commencing with Section 22850) to Chapter 5 of Part 2 of Division 9 of, the Public Utilities Code, relating to airport districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out "22444, 22445, 22446, 22553.5,".

Amendment No. 2

On page 2, line 22, after "board", insert "held within the district".

Amendment No. 3

On page 2, strike out lines 36 to 50, inclusive; and on page 3, strike out lines 1 to 24 inclusive, and insert

"Sec. 7. Section 22553.6 is added to said code, to read:

22553.6. The board of directors may, from time to time, cause to be sold property of the district which in its opinion is not needed for the district's affairs. Such sales, at the discretion of the board of directors, may be on time, provided at least 20 percent of the total consideration be paid in cash at the time of the transaction and the remainder thereto be paid within 10 years and evidenced by a promissory note payable to the order of the district bearing interest at the rate of at least 5 percent per annum secured by a mortgage, deed of trust, or other encumbrance upon the property being sold."

Amendment No. 4

On page 3, line 25, strike out "SEC. 12", and insert "SEC. 8".

Amendment No. 5

On page 3, line 41, strike out "SEC. 13", and insert "SEC. 9".

Amendment No. 6

On page 4, line 4, after "certificate.", insert "The total aggregate amount of such notes outstanding at any one time shall further not exceed the sum of five hundred thousand dollars (\$500,000)."

Amendment No. 7

On page 4, line 5, strike out "Sec. 14", and insert "Sec. 10".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 600—An act to add Title 6 (commencing with Section 1350) to Part 4, Division Second, of the Civil Code, to add Section 783 to the Civil Code, to add Section 752b to the Code of Civil Procedure, to add Section 2188.3 to the Revenue and Taxation Code, and to amend Section 11535 of the Business and Professions Code and Section 659 of the Civil Code, relating to condominiums.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 51, of the printed bill, strike out "may", and insert "shall".

Amendment No. 2

On page 4, line 31, after "taxes", insert "and special assessments".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 6—An act authorizing the Division of Beaches and Parks to exchange property belonging to the State for other property in the County of San Luis Obispo.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 118—An act to establish a Commercial Code, thereby consolidating and revising the law relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts or documents; to make uniform the law with respect thereto; amending various sections of the Civil Code, Code of Civil Procedure, Corporations Code, Financial Code and Vehicle Code, to make them consistent therewith; adding Chapter 12.5 (commencing with Section 560) to Title 13 of Part 1 of the Penal Code, relating to crimes involving badments; and repealing legislation inconsistent therewith.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 193—An act to amend Section 12883.5 of the Water Code, relating to state financial assistance for local water projects.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 305—An act to amend Section 1263 of the Agricultural Code, relating to produce dealers, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 307—An act to amend Section 1300.1 of the Agricultural Code, relating to processors of farm products, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 346—An act to add Article 3 (commencing with Section 6871) to Chapter 8, Division 6 of the Education Code, relating to the education of physically handicapped minors for whom no school district, county superintendent of schools or the State of California has appropriated special education facilities and services for enrolling such minors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 360—An act to amend Sections 3301 and 3305 of the Penal Code, relating to the Board of Trustees of the California Institutions for Women.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 362—An act to add Section 1509.95 to the Military and Veterans Code, and to amend Section 4011 of the Penal Code, relating to removal of prisoners in the event of disaster.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 403—An act to amend Sections 11255, 17451, 17452 and 17453 of the Education Code, relating to school apportionments, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 495—An act to amend Section 7500.7 of the Welfare and Institutions Code, relating to the Department of Mental Hygiene.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 519—An act to amend Section 2462 of the Business and Professions Code, relating to physical therapy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 520—An act to amend Section 4905 of the Business and Professions Code, relating to veterinary medicine.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 521—An act to amend Section 8031 of the Business and Professions Code, relating to certified shorthand reporters.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 522—An act to amend Section 5681 of the Business and Professions Code, relating to landscape architects.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 740—An act to convey certain described lands from the State of California to Mr. Robert C. Newman, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 505—An act to add Section 314 to the Fish and Game Code, relating to hunting.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "hunting", and insert "the taking of any species or subspecies of bird or mammal".

Amendment No. 2

On page 1, line 7, after "needed", insert "to properly conserve the birds or mammals".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 506—An act to add Section 313 to the Fish and Game Code, relating to fishing.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "all types of fishing", and insert "the taking of any species or subspecies of fish to protect and properly conserve the fish".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 244—An act to add Section 18014 to the Health and Safety Code, relating to mobilehomes and mobilehome parks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 18, 1963, strike out "18014", and insert "18426".

Amendment No. 2

On page 1, line 1, strike out "18014", and insert "18426".

Amendment No. 3

On page 1, line 3, strike out "18014", and insert "18426".

Amendment No. 4

On page 1, between lines 17 and 18, insert
"Any city, county, or city and county may adopt and enforce within its jurisdiction rules and regulations relating to the prevention of fire or the protection of life

and property in mobilehome parks referred to in the first paragraph of this section that impose restrictions in mobilehome parks greater than those imposed by the Division of Housing pursuant to this section."

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 244

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in Senate March 18, 1963, strike out "The", and insert "Upon written notice to the Division of Housing, the".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 62—An act to amend Sections 13162, 13163 and 13166 of, and to repeal Section 13164 of, the Health and Safety Code, relating to fire extinguisher sales licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Senate March 12, 1963, after "him.", insert "Such application shall be accompanied by the annual fee as prescribed in this article."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 241—An act to amend Section 12757 of the Health and Safety Code, relating to fireworks.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 371—An act to add Title 7.1 (commencing with Section 66500) to the Government Code, relating to the Bay Area Transportation Study Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 3, line 18, of the printed bill, strike out "31", and insert "37".

Amendment No. 2

On page 3, strike out line 40, and insert

"(c) Seven at-large Members appointed by the Governor, three of whom shall be representatives of the general field of labor.

(d) Two Members of the Senate, appointed by the Senate Committee on Rules, and two Members of the Assembly appointed by the Speaker. The Members of the Legislature shall participate on the study commission to the extent that such participation is not incompatible with their positions as Members of the Legislature. The Members of the Legislature shall constitute a joint interim investigating committee on the subject of this title and as such shall have the powers and duties imposed upon such committees by the Joint Rules of the Senate and Assembly.

Amendment No. 3

On page 3, line 41, after "commission", insert ", except the Members of the Legislature serving thereon,".

Amendment No. 4

On page 3, strike out lines 46 to 52, inclusive; and on page 4, strike out lines 1 to 6, inclusive, and insert

"66505. Pursuant to such terms as may be established in agreements or contracts with agencies of the federal, state, and local governments whereby funds are contributed for the Bay area regional transportation study, each member of the study commission shall receive his necessary actual expenses incurred in the performance of his duties."

Amendment No. 5

On page 4, line 12, strike out "and shall pre-"; and strike out lines 13 to 16, inclusive, and insert ". After careful consideration of all pertinent facts, including but not limited to those relating to geological and topographical conditions as well as growth and traffic patterns, the study commission shall determine which of the enumerated counties, or portions thereof, in the San Francisco Bay area, as defined, should be included in a master Bay area regional transportation plan. Thereafter, the study commission shall prepare a master Bay area regional transportation plan for that portion of the San Francisco Bay area that is so determined should be included in said plan.

66507. The study commission shall limit its studies of inter-regional transportation facilities, such as airports, seaports, and railroads, to the extent of their influence on intraregional transportation planning requirements by reason of their generation and attraction of traffic within the Bay area.

66508. The study commission shall co-ordinate its work closely with the continuing regional planning program of the Association of Bay Area Governments. It shall make maximum use of that program and of all other pertinent studies and plans in the Bay area."

Amendment No. 6

On page 4, line 17, strike out "66506.5", and insert "66509".

Amendment No. 7

On page 4, strike out lines 20 to 26, inclusive, and insert "ation plan which it is to prepare. For this purpose it shall give first consideration to the use of existing governmental agencies to achieve expeditious implementation of the plan and a maximum of coordination among transportation activities and between transportation and general planning in the Bay area. However, if the study commission finds that the purpose and intent of this section may be advanced thereby, it may make studies and develop recommendations for a possible reorganization or realignment of responsibilities of public agencies dealing with transportation problems in the Bay area.

The study commission shall also make studies".

Amendment No. 8

On page 4, line 32, strike out "66507.", and insert

"66510. The powers of the study commission shall include the following:

(a) The study commission may accept grants, contributions and appropriations from any public agency.

(b) The study commission may appoint committees from its membership and from other interested public and private groups.

(c) The study commission may contract for or employ any professional services required by the district or for the performance of work and services which in its opinion cannot satisfactorily be performed by its officers and employees.

(d) The study commission may do any and all other things necessary to carry out the purposes of this title.

66511."

Amendment No. 9

On page 4, line 36, after the period, insert "The chairman of the study commission shall be a resident of the Bay area and shall be one of the at-large members appointed by the Governor."

Amendment No. 10

On page 4, line 37, strike out "66508", and insert "66512".

Amendment No. 11

On page 5, line 1, strike out "66509. Within", and insert "66513. Within a reasonable time, but not to exceed".

Amendment No. 12

On page 5, strike out lines 11 to 16, inclusive, and insert

"66514. (a) It is the intention of the Legislature that the federal government, the State, and local agencies in the study area will participate in support of the

study and planning work of the study commission. The Legislature further intends that financial support of the study commission's activities will be made available from federal, state and local sources which would normally be available for transportation and general planning purposes in the Bay area.

(b) The study commission and the State Highway Transportation Agency shall negotiate contracts or agreements whereby federal-aid highway funds available for planning, and the necessary state matching funds from the State Highway Fund, may be made available for support of the commission's activities insofar as they relate to highway, road, and street planning for the area.

(c) The study commission shall also negotiate, either directly or through the State Office of Planning or other appropriate agency, with the United States Housing and Home Finance Agency for grants or contributions of federal funds which may be available to support the study and planning activities of the study commission.

(d) The study commission shall negotiate equitable agreements with the City and County of San Francisco, and other counties and cities of the Bay area, the San Francisco Bay Area Rapid Transit District, the Alameda-Contra Costa Transit District, and the Golden Gate Bridge and Highway District for the contribution of funds or services for the general support of the commission's activities and for such required matching of federal funds as may be made available under paragraph (c) of this section. Any county or city may use a portion of the motor vehicle license fee funds which it receives from the State for these purposes.

(e) The study commission shall make a complete report of all contracts or agreements for financial or other support which it has negotiated to the Legislature not later than the 10th legislative day of the 1964 Regular Budget Session and of each regular legislative session thereafter until the termination of the study commission."

Amendment No. 13

On page 5, line 17, strike out "66511", and insert "66515".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 371

Amendment No. 1

On page 4, between lines 6 and 7, of the printed bill, insert "66505.5. All meetings of the study commission shall be open and public, and all persons shall be permitted to attend any meetings of the commission."

Amendment No. 2

On page 5, line 10, after "area," insert "All meetings of the advisory committee shall be open and public, and all persons shall be permitted to attend any meetings of the committee."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 387—An act to add Section 16866 to the Education Code, relating to junior college bus transportation, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly February 27, 1963, strike out lines 7 to 9, inclusive, and insert "places which are located within a 1500 mile geographical radius of the district and which are located in this State or in any other state of the United States in connection with courses in geology or archaeology offered by the junior college."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 33—An act to add Section 643.5 to the Penal Code, relating to guide dogs for the blind.

Bill read second time, and ordered to third reading.

Assembly Bill No. 259—An act to amend Section 682 of the Harbors and Navigation Code, relating to vessels.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities:

Amendment No. 1

On page 2 of the printed bill as amended in Assembly February 28, 1963, strike out lines 1 to 5, inclusive, and insert "federal law. An undocumented vessel propelled solely by an electric motor of one horsepower or less operated commercially by a boat livery under a franchise from a city, city and county, or county; an undocumented vessel propelled solely by oars or paddles; and an undocumented vessel eight feet or less propelled solely by sail, is exempt from the provisions of this article."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 58—An act to amend and renumber Section 143.01 of, to amend the chapter heading of Chapter 1 (commencing with Section 3000) of Part 1 of Division 5 of, to amend Sections 425, 452, 2030, 2020.002, 3002, 3003, 3004, 3005, 3005.10, 3006, 3011, 3025, 3026, 3040, 3041, 3042.10, 3045, 3046, 3049, 3051, 3078, 3081, 3083, 3083.1, 3083.3, 3084, 3084.01, 3087.5, 3088.5, 3447, 3447.1, 3460, 3472, 3472.01, 3472.1, and 3473 of, to add Sections 114.6, 433, 434, 435, 436, 437, 438, 439, 442, 441, 460, 3041.5, 3043.5, and 4162 to, and to repeal Sections 1521.6, 1553, 1554, 1555, 1556, 2025, 2181.06, as added by Chapter 1994 of the Statutes of 1961, 2186, 2186.1, 2187, 2188, 2189, 2225, 2226, 3009, 3084.1, 3087, 3087.1, 3087.2, 3087.3, 3401.5, 3404, 3405, 3408, 3411, 3421, 3430, 3431, 3433, 3445, 3446, 3447.15, 3447.2, 3447.25, 3447.3, 3448, 3449, 3451, 3461, 3462, 3462.1, 3470, 3471, 3471.5, 3473.2, 3474.5, 3475, 3480, 3481, 3482, 4163.5, 4185, and 4188 of, the Welfare and Institutions Code, relating to public assistance, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in Senate March 14, 1963, after "3078," insert "3078.3,".

Amendment No. 2

On page 11, line 2, after "self-supporting", insert "blind".

Amendment No. 3

On page 11, between lines 27 and 28, insert

"Sec. 22.1. Section 3078.3 of said code is amended to read:

3078.3. Notwithstanding any other provision of this chapter or Chapter 3 (commencing with Section 3400) of this part, whenever a former recipient of aid under this chapter or Chapter 3 (commencing with Section 3400) of this part whose aid

has been canceled or discontinued for any cause requests restoration of aid before the expiration of one year from the date of such cancellation or discontinuance and if it is determined that he is eligible therefor, aid shall be granted to him beginning not later than the first day of the month immediately following the date of such request for restoration, and no new application shall be required."

Amendment No. 4

On page 15, line 33, strike out "received", and insert "denied".

Amendment No. 5

On page 15, line 34, strike out "by", and insert "to".

Amendment No. 6

On page 15, line 34, after "owns", insert ", in addition to property authorized by Chapter 6 (commencing with Section 450) of Division 1 of this code,".

Amendment No. 7

On page 19, line 23, after "code", insert ", and who is confined as an inpatient in a hospital or nursing home,".

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 58

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in the Senate March 14, 1963, after "and", insert "may be printed".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1253—An act making an appropriation to the Department of Finance for allocation for the repair, restoration, or replacement of public property damaged or destroyed by storm and flood or flood conditions, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Assembly March 4, 1963, strike out "Chapter 4", and insert "Chapter 5".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 116—An act to add Sections 2020.001 and 3084.05 to the Welfare and Institutions Code, relating to attendant and other special services for recipients of public assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 408—An act to amend Section 666 of the Agricultural Code, relating to imitation dairy products.

Bill read second time, and ordered to third reading.

Assembly Bill No. 584—An act relating to the acquisition and improvement of real property in the City of Sacramento, making an appropriation and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 543—An act to add Article 9 (commencing with Section 2400) to Chapter 5 of, and Article 7 (commencing with Section 2930) to Chapter 8 of, Division 3 of the Health and Safety Code, relating to pest abatement.

Bill read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 201—An act to amend Section 36 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Motion to Pass on File

Senator Murdy moved that Senate Bill No. 201 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 321—An act to amend Section 909 of the Streets and Highways Code, relating to highway construction.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtee, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 157—An act to amend Sections 375.8, 377.8, and 1118 of the Agricultural Code, relating to poultry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Cobey, Collier, Farr, Geddes, Grunsky, Lagomarsino, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—28.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 539—An act to amend Section 5600 of the Financial Code, relating to savings and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtee,

Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Way, Weingand, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 540—An act to amend Section 5653 of the Financial Code, relating to savings and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Way, Weingand, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator Farr Presiding

At 3.31 p.m., Senator Fred S. Farr, of the Twenty-fifth Senatorial District, presiding.

Senate Bill No. 541—An act to amend Section 6456 of the Financial Code, relating to savings and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Gibson, Grunsky, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—Senator Bradley—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 542—An act to amend Section 6457 of the Financial Code, relating to savings and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Gibson, Grunsky, Lagomarsino, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Way, Weingand, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 543—An act to amend Section 7409 of the Financial Code, relating to savings and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Way, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 545—An act to amend Section 8450 of the Financial Code, relating to savings and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Gibson, Holmdahl, Lagomarsino, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Way, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 546—An act to amend Section 8500 of the Financial Code, relating to savings and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Way, Weingand, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 547—An act to amend Section 9001 of the Financial Code, relating to savings and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 631—An act to amend the title of Chapter 19 (commencing with Section 3500) of Division 1 of, and Sections 3500, 3501, 3504, 3506, 3507, 3508, 3509, 3513, 3515, 3522, 3524, 3525, 3526, 3531, 3533, 3536, 3537, 3538, and 3540 of, and to repeal Section 3503 of, and to add Sections 3503, 3542, 3543, 3544, 3545, 3546, 3547, 3548 and an article heading and Article 2 (commencing with Section 3560) to Chapter 19 of Division 1 of, the Financial Code, relating to international and foreign banking and financing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 704—An act to amend Section 711 of the Unemployment Insurance Code, relating to nonprofit organizations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Way, and Weingand—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 122—An act to amend Section 2943 of, and to repeal Section 2954, as added by Chapter 1561 of the Statutes of 1961, of the Civil Code, relating to mortgages and deeds of trust.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 171—An act to amend Section 856 of the Education Code, relating to classification as a permanent school employee.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 286—An act to add Section 1624 to the Education Code, relating to public school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 427—An act to amend Section 29007.3 of the Education Code, relating to education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4:26 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 428—An act to amend Section 29007 of the Education Code, relating to education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 63—An act to amend Sections 1091 and 36526 of the Government Code, relating to conflicts of interests of public officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 51—An act to amend Section 3800 of the Fish and Game Code, relating to nonprotected birds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 502—An act to amend Section 355 of the Fish and Game Code, relating to migratory game birds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 380—An act to amend Sections 8282 and 9002 of, and to add Section 9001.6 to, the Fish and Game Code, relating to

crab, lobster, and prawn traps, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 108—An act to amend Sections 564 and 565 of the Welfare and Institutions Code and Sections 13355, 13356, and 13358 of the Vehicle Code, relating to traffic offenses of minors.

Motion to Re-refer Assembly Bill No. 108

Senator Miller moved that Assembly Bill No. 108 be re-referred to Committee on Judiciary.

Motion carried.

Senator Regan Presiding

At 4.50 p.m., Senator Edwin J. Regan of the Fifth Senatorial District, presiding.

Assembly Bill No. 97—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 486—An act to amend Section 13908 of the Health and Safety Code, relating to fire protection districts.

Bill read third time, and presented by Senator Rees.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda,

Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 46—Relative to "American Heritage Day."

Resolution read, and presented by Senator Farr.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 430—An act to amend Sections 8000 and 9260 of the Vehicle Code, relating to reciprocity permits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 641—An act to add Section 9 to Chapter 129 of the Statutes of 1867-1868, relating to the conveyance of certain streets, alleys, and other real property to the City of Red Bluff.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 317—An act to add Section 13444.5 to the Education Code, relating to school district employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 5.01 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1035: By Senator Grunsky—An act to add Section 23701p to the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts, and providing that this act shall take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1036: By Senator Gibson—An act to amend Section 28122 of the Government Code, relating to compensation of county officers.

Referred to Committee on Local Government.

Senate Bill No. 1037: By Senator Gibson—An act to add Chapter 20 (commencing with Section 9800) to Division 3 of the Business and Professions Code, and to amend Section 1710.37 of, to add Sections 1699.1, 1699.2, 1699.3, 1699.4, 1699.5, 1699.6, 1699.7, 1699.8, and 1699.9 to, and to repeal Sections 1698, 1700.14 and 1710.18 of, and Chapter 1 (commencing with Section 1550) of Part 6 of Division 2 of, the Labor Code, relating to employment agencies, creating the Employment Agency Licensing Bureau, prescribing its organization, powers, and duties, and making an appropriation therefor.

Referred to Committee on Business and Professions.

Senate Bill No. 1038: By Senator Rees—An act to add Section 35790.1 to the Vehicle Code, relating to movement of trailer coaches.

Referred to Committee on Transportation.

Senate Bill No. 1039: By Senator Collier—An act to amend Section 12404 of the Insurance Code, relating to advances to escrows by title insurers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1040: By Senator Cameron—An act to amend the heading of Chapter 4 (commencing with Section 5500) of Part 1 of Division 6 of, to repeal Section 5500 of, and to add Section 5500 to, and to amend Sections 5500.5, 5501, 5501.5, 5503, 5504, 5505, 5508, 5509, 5511, 5511.7, 5512, 5512.5, 5514, 5517, 5518, 5519, 5522, and 6700.5 of, the Welfare and Institutions Code, relating to mentally irresponsible persons.

Referred to Committee on Judiciary.

Senate Bill No. 1041: By Senator Cameron—An act to amend Section 730 of the Welfare and Institutions Code, relating to the Juvenile Court Law.

Referred to Committee on Judiciary.

Senate Bill No. 1042: By Senator Cameron—An act to add Sections 6664, 6665, 6666, and 6667 to, and to repeal Chapter 4 (commencing with Section 7050) of Part 4 of Division 6 of, the Welfare and Institutions Code, relating to defective or psychopathic delinquents.

Referred to Committee on Judiciary.

Senate Bill No. 1043: By Senator Cameron—An act to amend Section 160 of the Welfare and Institutions Code, relating to return of patients to states in which they have legal residence.

Referred to Committee on Social Welfare.

Senate Bill No. 1044: By Senator Rees—An act to add Section 3353.5 to the Education Code, relating to school district organization.

Referred to Committee on Education.

Senate Bill No. 1045: By Senator Rodda—An act to add Sections 18053 and 18106 to the Government Code, relating to vacation and sick leave for state employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1046: By Senators Lagomarsino and Rodda—An act to amend Section 22505 of the Vehicle Code, relating to highway parking.

Referred to Committee on Transportation.

Senate Bill No. 1047: By Senators O'Sullivan and Arnold—An act to amend Sections 4155, 4156, 4157, 4158, 4165, and 4167 of, and to repeal Section 4161 of, the Public Resources Code, relating to forests and forestry.

Referred to Committee on Natural Resources.

Senate Bill No. 1048: By Senator O'Sullivan—An act to amend Section 1845.5 of the Code of Civil Procedure, relating to eminent domain.

Referred to Committee on Judiciary.

Senate Bill No. 1049: By Senator Short—An act to amend Sections 401, 402, 407, 410 and 411 of, and to add Section 402.1 to, the Unemployment Insurance Code, relating to the Unemployment Insurance Appeals Board.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1050: By Senator Short—An act to amend Sections 2811, 2842, and 2843 of the Business and Professions Code, relating to the Board of Vocational Nurse Examiners of the State of California.

Referred to Committee on Business and Professions.

Senate Bill No. 1051: By Senator Stiern—An act to amend Section 1142 of the Agricultural Code, relating to eggs.

Referred to Committee on Agriculture.

Senate Bill No. 1052: By Senator Cobey—An act to amend Section 8101 of the Revenue and Taxation Code, relating to the motor vehicle fuel license tax law.

Referred to Committee on Transportation.

Senate Bill No. 1053: By Senator Sedgwick (Coauthor: Assemblyman Lunardi)—An act to add Article 3.5 (commencing with Section 7975) to Chapter 3 of Division 7 of the Education Code, relating to conservation and training programs.

Referred to Committee on Education.

Senate Bill No. 1054: By Senators Christensen and Miller—An act to repeal Sections 3 and 4 of Chapter 1404, Statutes of 1961, and to repeal Article 3 (commencing with Section 53050) of Chapter 1, Part 1, Division 2, Title 5 of, and to add Chapter 13 (commencing with Section 7000) to Division 7, Title 1 of, the Government Code, relating to liability of public agencies.

Referred to Committee on Judiciary.

Senate Bill No. 1055: By Senator Bradley—An act to add Section 1463 to the Probate Code, relating to appointment of guardians.

Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 13: By Senators Rees, Rodda, Short, Cobey, Gibson, and Holmquist—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 14.5 to Article XIII thereof, relating to an annual in lieu tax on telephone companies.

Referred to Committee on Revenue and Taxation.

Senate Concurrent Resolution No. 43: By Senators Collier, Gibson, Burns, Arnold, Begovich, Dolwig, Gruesky, Lammensine, McAtee, McCarthy, Regan, and Teale—Relative to the preservation of ancient Indian burial grounds and artifacts and relics of Indian culture in California.

Referred to Committee on Governmental Efficiency.

Senate Joint Resolution No. 12: By Senator Sturgeon—Relative to Morro Bay Rock.

Referred to Committee on Rules.

ADJOURNMENT

At 5.06 p.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 3 p.m., Tuesday, March 26, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-EIGHTH LEGISLATIVE DAY

FIFTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, March 26, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

We pray to Thee, O Lord, This day for those who never pray to Thee themselves, or who never think of Thee, or who feel they have no need of Thee. Through joy or through sorrow, O God, bring them to their knees and to Thee. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Short, on motion of Senator Petersen, due to illness.

Senator Farr, on motion of Senator Cobey, on legislative business.

Senator Teale, on motion of Senator O'Sullivan, on personal business.

Senator Rodda, on motion of Senator Burns, on legislative business.

ANNOUNCEMENT BY SENATOR COBEY RE BIRTHDAY OF SENATOR REES

I am sure that I speak for all my colleagues in the Senate in extending to the distinguished freshman Senator from Los Angeles County our heartiest and warmest congratulation on the occasion of his 38th birthday. Tom is young in years but rich in legislative experience inasmuch as he was a member and leader of the Assembly for eight years before his election to the Senate last year.

Those of us who are on the older side of 40 look back with fond memories on those who, like Tom, still have that important milestone to reach. Happy Birthday, Tom, and many happy returns to you here in the Senate.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and American Field Service Scholarship students: Mrs. Jean Hartley, Mrs. Elaine Yates, and Mrs. Natalie Lard. *Students*—Helga Wanke, Anseria, Encina High School; Setoro Meestaljab, Indonesia, El Camino High School; Jacq. P. O'Brien, France, La Sierra High School; Martine Marchand, Belgium, Sacramento High School; Maria Saenz, Ecuador, Hiram Johnson High School; Niels Hansen, Denmark, Mira Loma High School; Mary Papadaki, Greece, San Juan High School; and Maria Santos, Brazil, Bella Vista.

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of the Mission Hill Junior High School of Santa Cruz: Messrs. Lester Burbridge, Howard Crampton, Mel Fishburn, Dave Herman, Gene Patterson, and Bart Reed. *Students*—Rachelle AbdaEah, Bruce Anderson, Carolyn Anderson, Kathy Anderson, Marilyn Anderson, Julie Andrews, Mack Angell, Roxie Amendariz, Jack Arnason, Sally Augusta, Edwin Axton, Brexelon Baer, Robin Bailey, Bruce Bahawin, John Balisteri, James Bartell, Winnie Barton, Louis Bassano, Donna Lee Bates, Wayne Bates, Nancy Bengsten, Stephen Bettencourt, John Bettiol, Kenneth Blair, Todd Booth, Robert Berelli, Mills Boyd, Dennis Brooks, Jerry Boyla, Colleen Bruback, Robert Bunter, Frank Cardinale, Ronald Carmody, Leticia Castillo, John Castro, Donio Celebrado, Nancy Chavez, Melody Clough, Chris Cole, Deborah Cover, Karen Crosby, Jackie D'Anna, Judy Davies, Karen Davis, Carl Della Mora, Verano Del Poleso, Mike Dene, Anthony DeRaps, Christina Dimeo, Robert Dimatale, Stephen Dimmell, Donald Divine, Linda Douglas, Mary Doujenis, Bill Downing, Jeannette Dudley, Robert Duffy, Deborah Durham, Adele Dybdahl, Jean Elledge, Diane Fader, Paula Fassio, Steven Fearnchough, Anita Ferguson, Jessie Fitzpatrick, Brooke Foster, Mike Fredrickson, Lydia Gallacinao, Bobby George, Andrew Geyer, Dolores Gianola, Donald Gilbert, Diane Gill, Linda Gillis, Syble Gillis, Tom Gilpin, Gladys Givens, George Goepel, David Goodrich, Ronnie Gray, Loreley Green, Kenneth Gregory, Charleen Gruber, Glaine Habecker, Lynn Hall, Kenneth Hansen, Barbara Harden, Susan Harris, Jack Hartin, Steve Hartman, Wick Haxton, Kathy Hayes, Pam Haynes, Leif Hellenthal, Robert A. Henderson, Robert B. Henderson, Tracy Henderson, Terri Hickenbottom, Paul Hoffman, Martha Hokaus, Laura Holbert, Lee Holbrook, Tonja Holmes, Kristine Hoover, Ellen Houlihan, Debra Hughes, Judy Isaacson, Marilyn Jackson, Henry Jaime, Mary Jasper, Diane Johnson, Judy Johnson, Chris Jones, James Keen, Jerold Keen, Timothy Kennedy,

Karen Koester, Paul Koopmans, Kathy Kram, Noel Kraus, Cynthia Kypreos, Robert Lamb, Shirley Lamb, Kenneth Lambert, Michael Layne, William Lester, Jennifer Lezin, John Lincoln, Jim Lorberbaum, DeWayne Lowery, Don Lowery, Dennis Lusk, Claudia Magnoni, Juan Majan, Louis Marsalisi, Gregory Martin, Vance Mayerink, Barbara Mazzei, Michael McCrary, Barbara McElwain, Wendy McKay, Bubbette McLeod, Janice McNutt, Charles Merrell, Larry Morris, Robert Moshier, Marion Mumper, Michael Murphy, Cynthia Najar, Manuel Nama, Linda Newey, Susan Nielsen, Michael Nixon, Michael O Connor, Peggy Olivieri, Anthony Oppido, Charles Osborn, Connie Pappas, George Pappas, Tom Paris, Deanna Parmelee, Patty Patterson, Stephen Paul, Lynn Paxton, David Pearman, Philip Pearman, Christine Pedemonte, Dan Pendergraft, Maria Perez, Chermo Phillippet, Louie Pieracci, Paul Pitts, Donna Pohl, Joe Pollastrini, Sharon Previtali, Brenda Prichard, Michael Puget, Dean Rasmussen, John Reynolds, Gregory Rice, Rachel Riep, Patricia Rolfe, Richard Roy, Roni Roy, Diane Rummel, Lisa Salmonson, Keni Scherer, Susan Schlee, Janice Schnaible, Mike Schwier, Sandra Seofield, Linda Scott, Rhonda Self, Carol Sherer, Marilee Sheldon, Mary Simeos, Joe Sink, Donald Skinner, Garrett Smith, Michael Smith, Susan Smith, Sherman Sowerwine, Susan Stanley, Karen Strohle, Bill Surran, Joan Swindell, Juanita Tabieros, Howard Tartar, Mike Thierry, David Thomas, Tom Thompson, Nadene Thorne, Tim Testa, Linda Tracy, Dennis Trefry, William Vander Ven, Donald Van Selus, Edward Villamor, Ray Villamor, Shari Wall, Jerry Warner, Reba Washington, Annabel Weaver, Joanne Webber, Graham Westing, Harry Whitehead, Bruce Wilman, Connie Wilson, Dennis Wright, Korene Wright, and James Yates.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Barbara Matthews of Ojai.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert P. Willson of San Francisco.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Professor Herbert Jacobs, Department of Journalism, University of California, Berkeley; Barbara Becknell, San Francisco; Michael Dorais, San Rafael; Michael Doan, El Sobrante; Roger Franklin, Los Angeles; Norman Hallquist, Pasadena; Marybeth Hoekel, Watsonville; James Houck, Bakersfield; David Kayfes, El Cerrito; Douglas Kim, Stockton; Dennis Opatrny, Berkeley; and Gerald C. Perry, Vallejo.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mark Schneider, Antioch; Michael Wilson, Alhambra; Mr. and Mrs. Warren J. Morgan of Livermore; and Miss Kathleen Jones of Pueblo.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Trudy Owens of Palos Verdes Estates; Carl Shupp, Los Angeles; and Hal Connal, Los Angeles.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to his father, Mr. Caradoc Rees.

On request of Senators Weingand and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Paul Mercurio of Carmel, and Mr. Frank Chirco of San Jose.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Hans Doe of Vista.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Harry Griffen, Lemon Grove; Mr. Carl Mehl, Spring Valley; Mr. Ted Glover, La Mesa; Mr. Sam Barr, San Diego; Mr. Carl Stinson, San Diego; Mr. F. Marso, La Mesa; Mr. Leo Short, Chula Vista; Miss Pamela Griffen, Lemon Grove; Mr. R. B. Moleymaker, San Diego; Mr. Terry LaGrone, Escondido; Mr. Gilio R. Mattera, San Diego; and Mr. Jack Kent, Chula Vista.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Plaza Elementary School of Orland: George Bollerud, principal; Mrs. Beatrice Schroer, Mrs. Betty Huffman, Mr. Ralph Cavanaugh, and Mrs. Jean Brenson. *Students*—Sharon Cavanaugh, Terry Crabb, Aileen Creek, Becky Hodge, David Isaacs, Patty Huffman, Linda Jones, Doreen Lourenco, Gary Luis, Rudy McGowan, Gary Nunes, Carol Robinson, Mike Schroer, Wanda Self, Donald Souza, and Gene Thomas.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Juan Cabrillo School of Santa Clara County: Mr. Clifton Thompson, Mr. Herm Neufeld, Mr. James Kramer, and Mrs. Fran Schroeder. *Students*—Beth Bateman, Catherine Casey, C. Diane Chewning, Melinda Collin, Nancy Francolini, Laura Green, Richard Higuera, Jean Lobingier, Robert Miller, Jeffery Ordones, Arthur Soares, Kathryn Sweeney, Candace White, Anna Bauerle, Donald Burke, Rodene Close, Carol Curnow, Patricia Eaton, Barbara Jessee, Daniel Lape, Alvin Lineberry, Leland Marple, Judith Martin, Donald Oaks, Rebecca Pinto, Stephen Schuh, Jerry Simmerson, Beatrice Spalletta, Linda Suiter, D. Floris Zamenos, Jon Bjornstad, Kathleen Casey, Eric Christenson, Dennis Emard, Darlene Frantz, Janis Gunion, Karen Jopson, Terri Mendonsa, William Minderler, Christine Smith, Barbara Souza, L. James Watkins, Janice Young, Anniejo Bennett, Kathleen Broleman, Sandra Cook, Andrea Demers, Gary Fain, Linda Jochem, Julia Lee, Linda Long, Florence Martin, Cheri Middleton, C. Richard Piercy, Ronald Sakauye, Randy Sereno, Lauralee Smiley, Paul St. Clair, Kathleen Trembley, and David Lopez.

On request of Senator McAtter, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the League of Women Voters of San Francisco: Mrs. Rexford Thompson, San Anselmo; Mrs. Troy C. Daniels, Mrs. M. L. Weinberg,

and Mrs. Edward S. Berry, all of Daly City; and Mrs. T. L. Gudeman, Mrs. John Walsh, Mrs. Eric Nielsen, Mrs. Mabel Scanlan, Miss Gloria Quayle, Mrs. Ralph T. Westly, and Mrs. Henry Aguirre, all of San Francisco; Mrs. Russell Lynch, Mrs. Dorothy Grover, Oakland; and Mrs. Constance Richardson, Mrs. E. F. Carney, Jr., Mrs. Louis G. Rondelle, Mrs. John O. Ahern, Mrs. John V. Gagliani, Mrs. Ralph Rust, Mrs. Ulf Hamilton, Mrs. Lloyd E. Wilson, Mrs. James F. Murray, Mrs. Margo Neview, Miss Helen Heskins, Mrs. Kenneth Glasgow, Mrs. Sylvia Asher, Mrs. Frank M. Kaye, and Mrs. Margaret McGuir, all of San Francisco.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Turlock Senior Citizens: Mr. Roy Tuttle, club president; Mrs. Roy Tuttle, first vice president; Mrs. Clarence Stewart, second vice president; Mrs. Emery Hunt, past president and tour conductor; Mr. Emery Hunt, Mr. and Mrs. Joe Williams, Mr. and Mrs. Owen Hamilton, Mr. Clarence Stewart, Mr. and Mrs. M. Rovik, Mesdames Mary Viorra, Elizabeth Ritter, Myrtle Snider, Hilma Bauchamp, Jennie Siegle, Sue Walker, Mr. Fred Welch, Mesdames Florence McSheffry, Mabel Townsend, Pearl Hoffman, Pearl Waline, Bessie Hunt, Mollie Hill, Maude Casbahr, Vesta Berry, Nora S. Benedict, Ada Zuegelter, Natalie Valen, Myrtle Smith, Myrtle Gumber, Oscar Clark, Alice Johnson, Nellie Barkdull, Helen Tracy, and Mrs. Teena Dalgity.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Alma Hunnewell of Fairfield, Mrs. Emma Glashoff of Fairfield, and the following ladies from Sacramento County: Mesdames Lela Booth, Florence Wagner, Lesley Ostman, Mary Silva, Ernest Wiengart, Cora Klotz, Frank Elmer, Lewis Thornton, Leavitt M. Swalley, A. L. Fulwider, Robert B. Coker, Raymond E. Bennett, E. D. Willey, James Sopwith, Jean Keller, Joan Clancy, Morris Moody, Burton Lauppe, Catherine Drowns, Dorothy L. Herrick, Helen Nager, Joseph Valine, Frank Rogers, Fostine Silva, Marie Balshor, Margaret Wood Haller, Bertha Penney, Nettie Willey, Ida Thomas, Louise J. Hansen, Emma Lisk, Helen Van Maren, Louise Clark, and Anna Kruger.

On request of Senators Gibson and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Josephine Santirfo of Sacramento.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John Noel and Mrs. Ray Wright, both of West Sacramento.

On request of Senators Short and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Lynn Garber, University of Colorado, Boulder, Colorado; Mr. Gene Gisagno, Stockton; and Miss Virginia Acosta, Sacramento.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Gene Benedetti and Mr. John Rossi, of Petaluma; and Mr. Jack Dei of Sebastopol.

On request of Senator Murphy the privilege of the floor of the Senate Chamber for this day was unanimously extended to Darrel Essex, City Manager of the City of Cypress.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 26, 1963

Mr. President: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 58

Senate Bill No. 59

Senate Bill No. 261

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 26, 1963

Mr. President: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 182

Assembly Bill No. 213

Assembly Bill No. 236

Assembly Bill No. 504

Assembly Bill No. 531

Assembly Bill No. 569

Assembly Bill No. 579

Assembly Bill No. 582

Assembly Bill No. 659

Assembly Bill No. 666

Assembly Bill No. 718

Assembly Bill No. 746

Assembly Bill No. 761

Assembly Bill No. 762

Assembly Bill No. 924

Assembly Bill No. 953

Assembly Bill No. 954

Assembly Bill No. 1185

Assembly Bill No. 1221

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 182—An act to amend Section 18535 of, and to add Section 20489 to, the Election Code, relating to recount of ballots.

Referred to Committee on Elections.

Assembly Bill No. 213—An act to amend Sections 206, 207, 209, 212, 213, and 217 of the Fish and Game Code, relating to the Fish and Game Commission.

Referred to Committee on Fish and Game.

Assembly Bill No. 236—An act to amend Section 23361 of the Revenue and Taxation Code, relating to the filing of consolidated tax returns for corporate tax purposes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 504—An act to amend Section 20708 of, and to repeal Section 14106 of, the Business and Professions Code, relating to weights and measures.

Referred to Committee on Business and Professions.

Assembly Bill No. 531—An act to add Section 24.5 to the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), relating to water conservation districts.

Referred to Committee on Water Resources.

Assembly Bill No. 569—An act to amend the title of Article 16 (commencing with Section 26100) of Chapter 2 of Division 12, and Sections 26100, 26101, 26102, 26103, 26106, 26107, 26108, 26109, 26110, 26111, 26112, 26113, 26114, 26115, 26116, 26117, 26118, and 26119 of the Vehicle Code, relating to approval procedure for equipment.

Referred to Committee on Transportation.

Assembly Bill No. 579—An act to add Sections 23058 and 23758.3 to the Education Code, relating to public higher education.

Referred to Committee on Education.

Assembly Bill No. 582—An act to amend Section 12106 of the Business and Professions Code, relating to weight and scale reports.

Referred to Committee on Business and Professions.

Assembly Bill No. 659—An act to amend Section 18533 of the Elections Code, relating to the recount of ballots.

Referred to Committee on Elections.

Assembly Bill No. 666—An act to amend Section 25350 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 718—An act to amend Section 1695 of the Labor Code, relating to farm labor contractors.

Referred to Committee on Labor.

Assembly Bill No. 746—An act to amend Sections 12700, 12704, 12705, and 12707.5 of, and to add Sections 12704.2 and 12707.4 to, the Business and Professions Code, relating to private and public weighmasters.

Referred to Committee on Business and Professions.

Assembly Bill No. 761—An act to amend Section 1125 of the Fish and Game Code, relating to research by the federal government.

Referred to Committee on Fish and Game.

Assembly Bill No. 762—An act to amend Section 3950 of the Fish and Game Code, relating to game mammals.

Referred to Committee on Fish and Game.

Assembly Bill No. 924—An act to amend Section 2807 of the Vehicle Code, relating to inspection and operation of schoolbuses.

Referred to Committee on Transportation.

Assembly Bill No. 953—An act to amend Section 12710 of the Business and Professions Code, relating to public weighmasters.

Referred to Committee on Business and Professions.

Assembly Bill No. 954—An act to amend Section 88 of the Agricultural Code, and to amend Section 25903 of the Government Code, relating to fairs and expositions.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1185—An act to amend Sections 22406 and 22408 of the Vehicle Code, relating to speed limits.

Referred to Committee on Transportation.

Assembly Bill No. 1221—An act to amend Section 12006 of the Business and Professions Code, relating to weights and measures.

Referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 118
Senate Bill No. 193
Senate Bill No. 241
Senate Bill No. 305
Senate Bill No. 307
Senate Bill No. 346
Senate Bill No. 360
Senate Bill No. 362

Senate Bill No. 403
Senate Bill No. 495
Senate Bill No. 519
Senate Bill No. 520
Senate Bill No. 521
Senate Bill No. 522
Senate Bill No. 740

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 62
Senate Bill No. 244
Senate Bill No. 287

Senate Bill No. 505
Senate Bill No. 506
Senate Bill No. 600

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 434
Senate Bill No. 490
Senate Bill No. 518
Senate Bill No. 614
Assembly Bill No. 326
Assembly Bill No. 459

Assembly Bill No. 461
Assembly Bill No. 510
Assembly Bill No. 540
Assembly Bill No. 550
Assembly Bill No. 551
Assembly Bill No. 616

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 410
Senate Bill No. 411

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 371

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, but first re refer to Committee on Finance.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 418

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 137

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 390

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 632

Senate Bill No. 285

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 650

Senate Bill No. 759

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be placed on the Consent Calendar.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Senate Bill No. 637

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Rules for assignment to an appropriate interim committee for study.

RATTIGAN, Chairman

Above reported bill re-referred to Committee on Rules to be assigned to an interim committee.

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:
Senate Bill No. 720
Assembly Bill No. 814

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:
Senate Bill No. 422
Senate Bill No. 432
Senate Bill No. 27
Senate Bill No. 74
Senate Bill No. 245

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Agriculture, to which were referred:
Senate Bill No. 489
Assembly Bill No. 321
Assembly Bill No. 530

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

O'SULLIVAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Agriculture, to which were referred:
Assembly Bill No. 407
Assembly Bill No. 483
Assembly Bill No. 602

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

O'SULLIVAN, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Senate Bill No. 567

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 299

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND SENATE BILL NO. 299

Senator Rees moved that Senate Bill No. 299 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 299—An act to repeal Section 161 of the Revenue and Taxation Code, relating to legal publications.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal", and insert "amend".

Amendment No. 2

On page 1, line 2, strike out "hereby repealed", and insert "amended to read:

161. Whenever any notice, delinquent list or other document required to be made under this code is to be published, the county shall contract directly with the newspaper in which publication is proposed to be made. Any contract so made or any moneys due thereunder shall not be assignable. The newspaper shall not pay, or contract to pay, to any person, firm or corporation, by way of commissions, any part of the moneys received from the county in payment of said publication. *This section does not apply to counties having a population in excess of 5,000,000.*"

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, March 25, 1963

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 357

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

MOTION TO AMEND SENATE BILL NO. 357

Senator Cobey moved that Senate Bill No. 357 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 357—An act to add Section 1610.5 to, to amend Sections 1600, 1605, 1610, and 1611 of, and to repeal Article 4 (commenc-

ing with Section 1615) of Chapter 9, Part 2, Division 2 of, the Water Code, relating to the State Water Rights Board licensing procedure.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "1610," strike out "and 1611", and insert "1611, 1615, 1616 and 1618".

Amendment No. 2

In line 2 of the title, strike out "repeal", and insert "amend the title of".

Amendment No. 3

On page 2, line 6, after "water", insert "or season of use".

Amendment No. 4

On page 2, line 8, after "to", insert "(a)".

Amendment No. 5

On page 2, line 9, strike out "to", and insert ", (b)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 6

On page 2, strike out lines 26 and 27, and insert

"SEC. 6. The title of Article 4 (commencing with Section 1615) of Chapter 9, Part 2, Division 2, of said code is amended to read:

Article 4. Review by Court [of Action Refusing License]

SEC. 7. Section 1615 of said code is amended to read:

1615. The holder of any permit to whom the board has [refused to issue] *issued* a license *for an amount of water or a season of use less than specified in the permit*, may, within 30 days [after the refusal], file a petition for a writ of mandate in the superior court, to inquire into the validity of the order of the board [refusing to issue the license].

SEC. 8. Section 1616 of said code is amended to read:

1616. Unless the petition for a writ of mandate is filed within the time specified all rights of the holder of the permit [under the application and permit] *except as specified in the license shall* lapse and cease.

SEC. 9. Section 1618 of said code is amended to read:

1618. Until the order of the board [refusing to issue the license] is [finally ordered to be] set aside *or modified* by the court, the permittee shall [not] take or use [any of the] water *only as specified in the license* [, the taking and using of which is granted to him by the permit]."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 102

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 102

Senator Bradley moved that Senate Bill No. 102 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 102—An act to add Section 1444 to the Probate Code, relating to summary appointment of guardians for minors.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 5, 1963, strike out "appointment of guardians", and insert "proceedings".

Amendment No. 2

On page 1, line 5, strike out the second "the", and insert "hospital or medical care or enlistment in the armed services".

Amendment No. 3

On page 1, line 8, strike out "doing of an act by or for", and insert "for or by".

Amendment No. 4

On page 1, strike out lines 11 and 12, and insert "court may summarily grant such".

Amendment No. 5

On page 1, lines 13 and 14, strike out "by any public officer for any service", and insert "for proceedings".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 71

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 71

Senator Cobey moved that Senate Bill No. 71 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 71—An act to amend and renumber Section 1246.1 of, to amend Section 1247b of, and to add Sections 1246.1, 1246.2, 1246.3, 1246.4, 1246.5, 1246.6 and 1246.7 to, the Code of Civil Procedure, relating to eminent domain proceedings.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, between lines 36 and 37, insert

"(c) The Judicial Council, by rule, may prescribe times for serving and filing demands and cross demands, and a time for serving and filing statements of valuation data, that are different from the times specified in this section, but only if such rules provide assurance that the trial will be held within 20 days from the day on which the statements of valuation data are required by such rules to be served and filed. Such rules may provide for a different form of statement than that specified by paragraph (2) of subdivision (c)."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 343

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 343

Senator Burns moved that Senate Bill No. 343 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 343—An act to amend Section 20360.5 of the Government Code, relating to retirement of military personnel in the office of the Adjutant General of the State of California.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

On line 22, strike out the period, and add a comma, and insert "except that persons entitled to retirement benefits under the Military and Veterans Code appointed to the office of the Adjutant General or Assistant Adjutant General shall continue to receive military retirement benefits during their term of office."

Amendment read and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 344

Senator Collier moved that Senate Bill No. 344 be withdrawn from Committee on Finance for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 344—An act to amend Sections 7351, 7653, 7654, and 8651 of, and to add Section 7351.5 to, the Revenue and Taxation

Code, to amend Section 9400 of, and to add Section 9401 to, the Vehicle Code, and to amend the heading of Chapter 1 (commencing with Section 2000) of Division 3, and Sections 195, 2004.5, 2104, 2107.5, 2110, 2117.5, and 2152 of, to add Sections 186.1, 186.2, 186.3, 186.4, 186.5, 186.6, 186.7, 186.8, 188.6, and 2105 to, and to repeal Chapter 2 (commencing with Section 2050) of Division 3, and Sections 2000, 2001, 2002, 2003, 2004, 2005, 2105, 2106, 2110.5, 2111, 2113, 2114, 2115, 2116, and 2117 of, the Streets and Highways Code, to provide a system of state, county and city streets, roads, and highways and for the financial support thereof, including the levying of taxes and fees therefor.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 6 of the title of the printed bill, as amended in Senate March 25, 1963, after "2104," insert "2107,".

Amendment No. 2

On page 10, line 17, strike out "one-fifth", and insert "two-fifths".

Amendment No. 3

On page 10, line 22, strike out "Four-fifths", and insert "Three-fifths".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 12, between lines 17 and 18, insert

"SEC. 29.5. Section 2107 of the Streets and Highways Code is amended to read: 2107. A sum equal to [five-eighths of one cent (\$0.00625)] 72.5 percent of one cent (\$0.00725) per gallon tax under the Motor Vehicle Fuel License Tax Law shall be transferred to the State Highway Fund for expenditure in cities as provided in Section 194."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Rules has approved the following press representatives for credentials during the 1963 General Session as submitted by Earl C. Behrens, President of the Capitol Correspondence Association.

Sacramento Union: Leonard B. Finder, E. E. Nichols, and W. R. Conlin.

BURNS, Chairman

CAPITOL CORRESPONDENTS ASSOCIATION

STATE CAPITOL, SACRAMENTO
March 11, 1963

Chairman, Senate Committee on Rules
Senate Chamber, State Capitol
Sacramento, California

DEAR MR. CHAIRMAN: The following named persons are eligible for accreditation as representatives of the press at the General Session of the Legislature of 1963:

Sacramento Union: Leonard B. Finder, E. E. Nichols, W. R. Conlin.

SQUIRE BEHRENS, President

Standing Committee:

MORRIE LANDSBERG, Chairman
DE VAN L. SHUMWAY
RICHARD RODDA

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Rules has appointed Senator Richard J. Dolwig to serve on the Joint Legislative Audit Committee.

BURNS, Chairman

SENATE FACT FINDING COMMITTEE ON
REVENUE AND TAXATION
SACRAMENTO, March 26, 1963

Hon. Glenn M. Anderson
President of the Senate

DEAR SIR: The Senate Fact Finding Committee on Revenue and Taxation created pursuant to Section 12.5 of the Standing Rules of the Senate and in accordance with Senate Resolution No. 244, Sec. 10, adopted at the 1961 Regular Session of the Legislature, herewith submits its first report.

This report constitutes an inquiry into the problem of imposing a state license (in-lieu) tax upon boats in California raised by Senate Bill No. 998 introduced at the 1961 Regular Session of the Legislature. It is entitled "An Analysis of the Proposal to Impose a State License Tax In-Lieu of Local Taxes on Boats." After comparing estimates of revenues from local property taxes with those that might be anticipated from a state license tax on boats, the report presents the case for and against a state-imposed in-lieu tax.

The committee gratefully acknowledges the assistance of the Division of Small Craft Harbors, the State Board of Equalization, the County Assessors Association, and the many officials of cities, counties and boating associations who generously provided their time and information and testimony to the committee in its study of this proposed tax measure.

Respectfully submitted,

GEORGE MILLER, JR., Chairman
RICHARD J. DOLWIG, Vice Chairman

STANLEY ARNOLD
LEE M. BACKSTRAND
CHARLES BROWN
LUTHER E. GIBSON
DONALD L. GRUNSKY

JOHN W. HOLMDAHL
"J" EUGENE MCATEER
JOHN T. MCCARTHEY
STANFORD C. SHAW

Letter of transmittal ordered printed in the Journal, and the report printed in the Appendix to the Journal.

Motion to Print Report

Senator Miller moved that 1,000 copies of the report of the Senate Fact Finding Committee on Revenue and Taxation be printed for distribution.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator Geddes:

Senate Resolution No. 102
Congratulating the *Napa Register*

WHEREAS, The year 1963 marks the centennial anniversary of the founding of the *Napa Register*; and

WHEREAS, Mr. J. I. Horrell, who founded the newspaper in August 1863, sold it in 1869 to R. D. Hopkins and J. M. Coghlan, who in turn sold it to George M. Francis in 1876; and

WHEREAS, The *Napa Register* was published continuously by the Francis family from 1876 to 1958 when it became associated with the Scripps Newspaper League; and

WHEREAS, In March of this year the *Napa Register* will publish a centennial edition featuring important events covered by the newspaper during the last century including the death of President Abraham Lincoln, both World Wars and important happenings in the State and Napa County; and

WHEREAS, In the true tradition of the newspaper industry, the *Napa Register* has always reported the news as it saw it, fairly and fearlessly, and has brought to the people of the community the benefits which flow from having a newspaper dedicated to the interests and welfare of the people it serves; now, therefore, be it

Resolved by the Senate of the State of California, That the Members take this opportunity to commend the staff of the Napa Register, its publisher, Philip E. Swift, and its editor, Ross P. Game, on its 100th anniversary, and express their best wishes for the continued success of the Napa Register; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to the Napa Register.

Resolution read, and unanimously adopted on motion of Senator Geddes.

By Senator Dolwig:

Senate Resolution No. 103

Relative to congratulating Judge Aylett R. Cotton

WHEREAS, In 1961 Judge Aylett R. Cotton, one of California's most respected jurists, retired after 26 years of outstanding service as Judge of the Superior Court in San Mateo County; and

WHEREAS, Judge Cotton came to this State before the turn of the century and has been both an observer of and an eager participant in the expansion and development of California; and

WHEREAS, His colorful career includes such highlights as graduation with Stanford's pioneer class in 1894, completion in 1896 of studies at Hastings Law School, service as an interpreter in the Philippines under William Howard Taft, exploration in the Alaskan gold fields in 1899, employment as Chief Assistant District Attorney for San Francisco between 1910 and 1920, and election as Mayor of San Mateo in 1931, in which capacity he served until he received his judicial appointment in 1935; and

WHEREAS, During the period in which he served on the bench, Judge Cotton earned the respect and admiration of his colleagues in the legal profession and acquired a well deserved reputation in his community as a man possessed of ability, wisdom and utmost fairness; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of this Senate commend Judge Aylett R. Cotton for the outstanding contributions which he has made to this State during his distinguished career, congratulate him on his retirement, and wish him success and happiness in his future endeavors; and be it further

Resolved, That the Secretary of the Senate is directed to send a suitably prepared copy of this resolution to Judge Cotton.

Resolution read, and unanimously adopted on motion of Senator Dolwig.

By Senator Sturgeon:

Senate Resolution No. 104

Commending Al Rhodes

WHEREAS, It has come to the attention of the Legislature that the County Superintendent of Schools in San Luis Obispo County, Al Rhodes, has retired; and

WHEREAS, In his 28 years of dedicated and loyal service to the children and citizens of San Luis Obispo County, his major concern has always been the development of the best educational programs for the school children, accomplished in co-operation with the local school district authorities; and

WHEREAS, Among the many programs he has initiated are schools for children of migrant workers, a modern audio-visual and instructional materials department, standardized testing and guidance procedures, a supply and delivery service to rural schools, a cumulative student record system, hearing and vision testing programs, and inservice education for teachers; and

WHEREAS, Mr. Rhodes also had a major part in the building and operation of the Chris Jespersen School for physically handicapped children of the county; and

WHEREAS, Al has always taken an active part in local, state, and national organizations, is a past president of the Association of California County School Superintendents, a member and past president of the California Council on Children and Youth, and is presently the "educator" member of the California State Planning Advisory Committee; and

WHEREAS, In retiring, Superintendent Al Rhodes leaves behind him a record of accomplishments of which he may well be proud; now, therefore, be it

Resolved by the Senate of the State of California, That the members take this opportunity to commend Al Rhodes on his many years of outstanding public service,

and to wish him continued good luck and success in his future and undertakings; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Al Rhodes.

Resolution read, and unanimously adopted on motion of Senator Sturgeon.

MOTION TO CONFIRM GOVERNOR'S APPOINTMENT

Senator Burns moved that the Senate take up at this time for confirmation the following appointment of the Governor, which was reported from the Committee on Rules on March 21, 1963, appearing on page 994 of the Senate Journal, recommending his confirmation.

SAMUEL LEASK, JR., a resident of Los Angeles; former Health and Welfare Agency Administrator; City Administrative Officer of Los Angeles from 1951 until 1961; former vice president of the May Department Stores Company of Los Angeles and the J. W. Robinson Company of Los Angeles; former Director of the Office of Price Administration for Southern California;

Member, State Personnel Board, vice Dr. Robert Davis Gray, term expired, for the term prescribed by law, ending January 15, 1973.

The roll was called, and the appointment was confirmed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Dolwig, Geddes, Gibson, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—28.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Samuel Leask, Jr.

CONSIDERATION OF DAILY FILE

Consideration of Assembly Amendments

Senate Bill No. 253—An act to amend Section 12880 of the Water Code, relating to state financial assistance for local water projects, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 253?

Amendment No. 1

On page 5, line 3, of the printed bill, as amended in Senate February 26, 1963, after "agency", insert "or where a county board of supervisors acts as the governing body of the agency".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 253 by the following vote:

AYES—Senators Arnold, Backstrand, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Sturgeon, Symons, Way, Weingand, and Williams—29.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 570—An act to amend Section 6506 of the Business and Professions Code, relating to barbers.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Senate March 11, 1963, strike out "will", and insert "may".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 646—An act to amend Section 2811 of the Business and Professions Code, relating to nurses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 2, line 22, of the printed bill, strike out "five", and insert "eight".

Amendment No. 2

On page 2, line 26, strike out "five-year", and insert "eight-year".

Amendment No. 3

On page 2, line 29, strike out "five-year", and insert "eight-year".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 486—An act to amend Section 7668 of the Business and Professions Code, relating to apprentice embalmers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 630—An act to amend Section 16601 of the Business and Professions Code, relating to contracts in restraint of trade.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 388—An act to add Article 6 (commencing with Section 11280) to Chapter 3 of Division 10 of the Health and Safety Code, relating to pharmacists' records.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 389—An act to amend Sections 11500, 11500.5, 11501, 11502, 11502.1, 11530, 11530.5, 11531, 11532, 11540 and 11557 of the Health and Safety Code, relating to prior narcotic convictions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 591—An act to amend Section 12008 and to repeal Sections 12009 to 12016, inclusive, of the Water Code, relating to validating proceedings.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 461—An act to amend Section 12828 of the Water Code, relating to the financing of flood control projects.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 742—An act to add Article 6 (commencing with Section 22170) to Chapter 1 of Part 5 of Division 11 of the Water Code, relating to irrigation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 2, line 15, of the printed bill, strike out "office".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 173—An act to add Section 43007 to, and to repeal Section 43005 of, the Government Code, and to add Section 155.8 to, and to repeal Section 155.6 of, the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 581—An act to repeal Section 6118 of the Business and Professions Code, relating to the practice of law.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1114—An act to amend Sections 42700, 42701 and 42726 of the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 45—An act to amend Section 12880 of the Water Code, relating to state financial assistance for local water projects.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 4, 1963, after "projects", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 4, line 51, after "agency", insert "or where a county board of supervisors acts as the governing body of the agency".

Amendment No. 3

On page 6, after line 5, insert

"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The money applied for under the terms of the Davis-Grunsky Act which can be used pursuant to this act is necessary for the development of recreation and public fishing facilities that will serve thousands of visitors to the Santa Cruz area.

Unless this act takes effect immediately, it will mean a delay of up to one year in the progress of this and other vital projects in this State."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 201—An act to amend Section 36 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Motion to Pass on File

Senator Murdy moved that Senate Bill No. 201 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 712—An act to amend Sections 911.2, 912, 913, 914, 915, 915.5, 916, 916.5, and 919 of the Agricultural Code, relating to agricultural and vegetable seeds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, McCarthy, Rees, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Sturgeon, Symons, Way, Weingand, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 529—An act to amend Sections 2019 and 2020 of the Code of Civil Procedure, relating to discovery in civil cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Sturgeon, Symons, Way, Weingand, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 287—An act to amend Section 13197 of the Education Code and Section 3 of Chapter 848 of the Statutes of 1961, relating to the certification of school personnel, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Sturgeon, Symons, Weingand, and Williams—30.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Sturgeon, Symons, Weingand, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 6—An act authorizing the Division of Beaches and Parks to exchange property belonging to the State for other property in the County of San Luis Obispo.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 305—An act to amend Section 1263 of the Agricultural Code, relating to produce dealers, to take effect immediately.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 305.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 13, 1963

To the Honorable Members of the Senate and Assembly:

Senate Bill No. 305, "An act to amend Section 1263 of the Agricultural Code, relating to produce dealers,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Senate Bill No. 305 as an emergency measure.

Respectfully submitted,

EDMUND G. BROWN, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 307—An act to amend Section 1300.1 of the Agricultural Code, relating to processors of farm products, to take effect immediately.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 307.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 13, 1963

To the Honorable Members of the Senate and Assembly:

Senate Bill No. 307, "An act to amend Section 1300.1 of the Agricultural Code, relating to processors of farm products, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Senate Bill No. 307 as an emergency measure.

Respectfully submitted,

EDMUND G. BROWN, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 346—An act to add Article 3 (commencing with Section 6871) to Chapter 8, Division 6 of the Education Code, relating to the education of physically handicapped minors for whom no school district, county superintendent of schools or the State of California has appropriated special education facilities and services for enrolling such minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 495—An act to amend Section 7500.7 of the Welfare and Institutions Code, relating to the Department of Mental Hygiene.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator McCarthy Presiding

At 4.05 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 519—An act to amend Section 2462 of the Business and Professions Code, relating to physical therapy.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 519.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 13, 1963

To the Honorable Members of the Senate and Assembly:

Senate Bill No. 519, "An act to amend Section 2462 of the Business and Professions Code, relating to physical therapy,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Senate Bill No. 519 as an emergency measure.

Respectfully submitted,

EDMUND G. BROWN, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobby, Collier, Donnelly, Giddes, Gibson, Geansky, Hohnsahl, Lagomarcino, McAttee, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Peterson, Pittman, Quick, Rutigan, Rees, Schrade, Sedgwick, Stern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 520—An act to amend Section 4905 of the Business and Professions Code, relating to veterinary medicine.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 520.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 13, 1963

To the Honorable Members of the Senate and Assembly:

Senate Bill No. 520, "An act to amend Section 4905 of the Business and Professions Code, relating to veterinary medicine,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Senate Bill No. 520 as an emergency measure.

Respectfully submitted,

EDMUND G. BROWN, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobby, Collier, Donnelly, Giddes, Gibson, Geansky, Hohnsahl, Lagomarcino, McAttee, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Peterson, Pittman, Quick, Rutigan, Rees, Schrade, Sedgwick, Stern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 521—An act to amend Section 8031 of the Business and Professions Code, relating to certified shorthand reporters.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 521.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 13, 1963

To the Honorable Members of the Senate and Assembly:

Senate Bill No. 521, "An act to amend Section 8031 of the Business and Professions Code, relating to certified shorthand reporters,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Senate Bill No. 521 as an emergency measure.

Respectfully submitted,

EDMUND G. BROWN, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 522—An act to amend Section 5681 of the Business and Professions Code, relating to landscape architects.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 522.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 12, 1963

To the Honorable Members of the Senate and Assembly:

Senate Bill No. 522, "An act to amend Section 5681 of the Business and Professions Code, relating to landscape architects,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Senate Bill No. 522 as an emergency measure.

Respectfully submitted,

EDMUND G. BROWN, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 740—An act to convey certain described lands from the State of California to Mr. Robert C. Newman, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 505—An act to add Section 314 to the Fish and Game Code, relating to hunting.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 506—An act to add Section 313 to the Fish and Game Code, relating to fishing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 387—An act to add Section 16866 to the Education Code, relating to junior college bus transportation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Burns.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—30.
NOES—Senators Bradley and Lagomarsino.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 33—An act to add Section 643.5 to the Penal Code, relating to guide dogs for the blind.

Bill read third time, and presented by Senator Schrade.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

Assembly Bill No. 259—An act to amend Section 682 of the Harbors and Navigation Code, relating to vessels.

Bill read third time, and presented by Senator Cameron.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 58—An act to amend and renumber Section 143.01 of, to amend the chapter heading of Chapter 1 (commencing with Section 3000) of Part 1 of Division 5 of, to amend Sections 425, 452, 2030, 2020.002, 3002, 3003, 3004, 3005, 3005.10, 3006, 3011, 3025, 3026, 3040, 3041, 3042.10, 3045, 3046, 3049, 3051, 3078, 3078.3, 3081, 3083, 3083.1, 3083.3, 3084, 3084.01, 3087.5, 3088.5, 3447, 3447.1, 3460, 3472, 3472.01, 3472.1, and 3473 of, to add Sections 114.6, 433, 434, 435, 436, 437, 438, 439, 442, 441, 460, 3041.5, 3043.5, and 4162 to, and to repeal Sections 1521.6, 1553, 1554, 1555, 1556, 2025, 2181.06, as added by Chapter 1994 of the Statutes of 1961, 2186, 2186.1, 2187, 2188, 2189, 2225, 2226, 3009, 3084.1, 3087, 3087.1, 3087.2, 3087.3, 3401.5, 3404, 3405, 3408, 3411, 3421, 3430, 3431, 3433, 3445, 3446, 3447.15, 3447.2, 3447.25, 3447.3, 3448, 3449, 3451, 3461, 3462, 3462.1, 3470, 3471, 3471.5,

3473.2, 3474.5, 3475, 3480, 3481, 3482, 4163.5, 4185, and 4188 of, the Welfare and Institutions Code, relating to public assistance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Sturgeon.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Assembly Bill No. 58.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 21, 1963

To the Honorable Members of the Assembly and Senate:

Assembly Bill No. 58, "An act to amend and renumber Section 143.01 of, to amend the chapter heading of Chapter 1 (commencing with Section 3000) of Part 1 of Division 5 of, to amend Sections 425, 452, 2030, 2020.002, 3002, 3003, 3004, 3005, 3005.10, 3006, 3011, 3025, 3026, 3040, 3041, 3042.10, 3045, 3046, 3049, 3051, 3078, 3081, 3083,* 3083.3, 3084, 3084.01,* 3083.1 3087.5, 3088.5, 3447, 3447.1, 3460, 3472, 3472.01, 3472.1, and 3473 of, to add Sections 114.6, 433, 434, 435, 436, 437, 438, 439, 442, 441, 460, 3041.5, 3043.5, and 4162 to, and to repeal Sections 1521.6, 1553, 1554, 1555, 1556, 2025, 2181.06, as added by Chapter 1994 of the Statutes of 1961, 2186, 2186.1, 2187, 2188, 2189, 2225, 2226, 3009, 3084.1, 3087, 3087.1, 3087.2, 3087.3, 3401.5, 3404, 3405, 3408, 3411, 3421, 3430, 3431, 3433, 3445, 3446, 3447.15, 3447.2 3447.25, 3447.3, 3448, 3449, 3451, 3461, 3462, 3462.1, 3470, 3471, 3471.5, 3473.2, 3474.5, 3475, 3480, 3481, 3482, 4163.5, 4185, and 4188 of, the Welfare and Institutions Code, relating to public assistance, and declaring the urgency thereof, to take effect immediately," in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill No. 58 as an emergency measure.

Respectfully submitted,

EDMUND G. BROWN, Governor

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Bradley, Cameron, Christensen, Cohey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Hollnahl, Lammensano, McAttee, McCarthy, Murdy, Nisbet, O'Sullivan, Peterson, Pittman, Quick, Rutigan, Rees, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Bradley, Cameron, Christensen, Cohey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Hollnahl, Lammensano, McAttee, McCarthy, Murdy, Nisbet, O'Sullivan, Peterson, Pittman, Quick, Rutigan, Rees, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 116—An act to add Sections 2020.001 and 3084.05 to the Welfare and Institutions Code, relating to attendant and other special services for recipients of public assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Sturgeon.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Assembly Bill No. 116.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 19, 1963

To the Honorable Members of the Assembly and Senate:

Assembly Bill No. 116, "An act to add Sections 2020.001 and 3084.05 to the Welfare and Institutions Code, relating to attendant and other special services for recipients of public assistance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately."

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

The failure to act at once will result in the loss of certain federal matching funds in the OAS-PAMC Program.

I, therefore, recommend consideration of Assembly Bill No. 116 as an emergency measure.

Respectfully submitted,

EDMUND G. BROWN, Governor

cc: Department of Finance

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAttee, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stern, Sturgeon, Symons, Way, Weingand, and Williams—30.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAttee, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stern, Sturgeon, Symons, Way, Weingand, and Williams—30.

NOES—None.

Bill was ordered transmitted to the Assembly.

REQUEST FOR UNANIMOUS CONSENT

Senators Miller and Sturgeon asked for, and were granted, unanimous consent to have the letter from Hale Champion, Director of the Department of Finance, printed in the Journal following the passage of Assembly Bill No. 116.

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE
SACRAMENTO, March 11, 1963

Hon. George Miller, Jr., Chairman
Senate Finance Committee
State Capitol, Sacramento

DEAR SENATOR MILLER:

Subject: Assembly Bill No. 116, Burton et al

It is our understanding that there shall be no added cost to the State Social Welfare Public Assistance Program resulting from the passage of Assembly Bill No. 116 as amended February 13, 1963. It is the intent of the Department of Finance that expenditures will be administered in such a way so that the added cost to the Old Age Security and the Aid to Needy Blind Programs will be offset by a cost reduction of an equal amount in the Aid to the Disabled Program.

Very truly yours,

HALE CHAMPION, Director of Finance

cc: Hon. Phillip Burton

Mr. A. Alan Post, Legislative Analyst

Mr. J. Winslow Christian, Health and Welfare Agency Administrator

Mr. J. M. Wedemeyer, Director, Department of Social Welfare

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 408—An act to amend Section 666 of the Agricultural Code, relating to imitation dairy products.

Bill read third time, and presented by Senator Rattigan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 337—An act to amend Section 1083.1 of the Agricultural Code, relating to commercial feeding stuffs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 488—An act to amend Sections 307 and 311.1 of, and to repeal Section 357.3 of, the Agricultural Code, relating to slaughtering of animals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 402—An act to amend Sections 1227 and 1413 of the Financial Code, relating to loan limits for banks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 504—An act to amend Sections 3035 and 7147 of the Fish and Game Code, relating to shipping tags for game and fish.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1056: By Senators Bradley and Burns—An act to amend Sections 7202 and 7203 of the Revenue and Taxation Code, relating to sales and use taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1057: By Senator Gibson—An act to amend Section 114 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1058: By Senator Regan—An act to amend Section 27471 of the Government Code, relating to county coroners.

Referred to Committee on Local Government.

Senate Bill No. 1059: By Senator McAteer (Coauthors: Assemblymen Gaffney, Foran, Marks, Meyers, and Burton)—An act to amend Sections 34270 and 34272 of the Health and Safety Code, relating to housing authorities.

Referred to Committee on Local Government.

Senate Bill No. 1060: By Senators McCarthy, Petersen, Dolwig, Pittman, Geddes, Nisbet, Cameron, Grunsky, Murdy, Bradley, Christensen, Lagomarsino, Way, Symons, McAteer, Weingand, Rattigan, Begovich, Collier, Donnelly, Miller, Regan, Schrade, Backstrand, Holmdahl, Sedgwick, Rees, Cobey, Burns, Gibson, Teale, Quick, O'Sullivan, Rodda, Farr, Stiern, Arnold, Williams, Sturgeon, and Short—An act to add Chapter 6 (commencing with Section 18250) to Part 1 of Division 5 of Title 2 of the Government Code, relating to state employees not subject to civil service.

Referred to Committee on Governmental Efficiency.

Senate Constitutional Amendment No. 19: By Senator McAteer—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 25 to Article XX thereof, relating to local elections.

Referred to Committee on Elections.

Senate Concurrent Resolution No. 44: By Senators Sturgeon, Weingand, Williams, Collier, Donnelly, Regan, Short, and Geddes—Relative to the designation and appointment of Elenor Yorke as Poet Laureate of California.

Referred to Committee on Rules.

ADJOURNMENT

At 4.50 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, March 27, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-NINTH LEGISLATIVE DAY

FIFTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, March 27, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Gransky, Holmquist, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Peterson, Pothman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stern, Sturgeon, Symons, Way, Weingand, and Williams—39.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord God, who inhabiteth light inaccessible, who in the beginning did utter from eternity "Let there be light!": behold, we Thy children, who walk here across the face of this whirling sphere cast alternately in brightness or darkness, and unable at times to distinguish between light and shadow—often seated in interior darkness. Be Thou our light and our hope; and grant that we be never cast forth into that exterior darkness where there is only weeping and the gnashing of teeth, but may live forever in the splendor of Thy glory. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Teale, on motion of Senator Burns, on personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR ON MARCH 26

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Trudy Owens of Palos Verdes Estates; Mari Goldman of North Hollywood, Glenn Fettoy of Los Angeles, and Leo Mouton of Los Angeles.

**GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR
ON MARCH 27**

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to F. H. McMeen, San Gabriel, H. (Bud) Taulbee of San Gabriel, Herb Noubig of Los Angeles, Dr. and Mrs. Francis Bourne of Palmdale.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of K. I. Jones School of Fairfield: Thomas Martin, teacher; Leroy Capps, teacher; Percy Haugen, principal. *Students*—John Anderson, Charles Bebout, Walter Beck, Deborah Bonderow, Stuart Bonderow, Neil Breiling, Theresa Cassaday, Linda Church, Craig Coleman, Dorothy DaCosta, Pamela DeLaRosby, William Doanoo, Richard Dunbarr, Janice Edwards, Kenneth Estes, Sharon Eugenis, Margie Ewton, Richard Finney, Darcia Fletcher, Dennis Fogleman, Juanita Gallentine, John Grasso, Kathleen Hickey, Carol Huffman, Mary Johnson, Stephen Johnson, Mitchell Jones, Jacqueline Kal, Judith Kaminisky, Colleen Kelly, Janet Kerns, Diana LaCroix, Marilyn LaCroix, Arlene Lai, Earldine Lewis, Judy Madderra, Stephen Malsbury, Judith Mendenhall, Mary McMillan, Charles McPeck, Linda Nesler, Sue Owens, Marlys Powers, Wilson Ray, Velinda Romans, Stephen Shepard, Carey Shoop, Nancy Vecchione, and Karen Wandler.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Lowell Felt of Palmdale, and Mr. and Mrs. John M. Cofeen of Llano.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Pacific Union School District of Fresno: Mrs. Inga Andersen, Mrs. Freda Berg, Mrs. Marjory Borello, Mr. Andrew Camoroda, Mrs. Betty Jensen, and Mr. Arthur Stone. *Students*—Christine Feddersen, Kenneth Cederquist, Le Roy Duerksen, Timothy Girts, Donald Hamilton, Robert Jepson, Gilbert Lopez, Ruby McDuffie, Gracie Munoz, Angelo Ortiz, James Owen, Janie Rafanan, Marcus Rodriguez, John Sanchez, Marlene Schuer, Marsha Smith, Frank Vasquez, Edward Ybarra, Stephanie Andersen, Jerry Cederquist, Steve Erickson, Elizabeth Gonzales, Manuel Jaurigue, Bruce Kato, Judith Lutz, Michael Mehrtens, Susan Nielsen, Toby Ortiz, Darrell Peron, Daniel Rivera, David Ruiz, Simone Santellano, Harriet Seoles, Linda Thompson, Thomas White, Darlene Adkins, Susan Berg, Margarita Di Pinto, Denise Eyer, Eva Gonzales, Daniel Jensen, Edith Kawamoto, Joe Mata, Valentina Moreno, Lupe Novella, Kathleen Ourganjan, Henry Prescott, Susan Robinson, Robert Salinas, Mark Schermerhorn, Ollie Shane, Geoffrey San Noort, and Diane Yamagiwa.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Washington Colony Elementary School of Fresno: Mrs. Marge Borello, Norman Carlson, James G. Massie, Edward Potter, Mrs. Jean Bandy, and Mrs. Doris Guynes. *Students*—Janice Bandy, James Boyajian, Rochelle Boyajian, Alan L. Brannon, Janice Cochran,

Victor Condee, Billie Dilport, Jim Donabed, Diane Earl, Greg Foster, Mary Lou Foster, Mike Gibouleau, Danny Guynes, Pam Guynes, Benny Hammond, Billy Hammond, Christine Hansen, Robert L. Higley, Carol Hinson, Donna Hopper, Fred Johnson, Carol Lanford, Frances Lawhon, Shirley Leisle, Doyle W. Lenard, Jack G. Long, Edward Longo, Gloria Maldonado, Mike Medina, Judie Parkes Johnny Perea, Linda Ranke, Rose Rivera, Donald Smith, Joann Springston, Steven Suchiro, Joel Svendsen, Becky Swanbom, Jeneese Tanaka, Sandra Tatorian, Nancy Taylor, Margie Vasquez, Shirley Walters, and Sandra Worstein.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Frank Jenney of Los Angeles.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Paul Hanley of Dixon.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leland M. Walton, City Manager, Pleasant Hill; Lenard Grote, Mayor, Pleasant Hill; John Seaglione, City Councilman, Pleasant Hill; Ben Hartinger, City Councilman, Pleasant Hill; Frank Salfingere, City Councilman, Pleasant Hill; and James Orput, Public Works Department, Pleasant Hill.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Tom Bewley, Whittier; Marian Mize, Whittier; and Mr. and Mrs. Kenneth W. Ogden, Covina.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Carl Mehl, Spring Valley; Mrs. Mabel Bryan, La Mesa; Mr. Bob Rundell, La Mesa; Mr. Leo Henrikson, Poway; Mr. John Gibson, La Mesa; Mr. Jim Brower, Solana Beach; Mr. Ralph Haney, Rancho Santa Fe; and Mr. M. Shelton, San Diego.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George C. Little, Gilmore Steel Corporation; Mr. William A. Buziek, Jr., Shasta Beverages; Mr. Emmett Donovan, California and Hawaiian Sugar; Mr. Robert Penk, Continental Can Company, San Francisco; Miss Fahy Pennebaker, Commissioner Harold Degan, and Commissioner Harry Donahue, all of San Francisco.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following group of Active Seniors of Monterey County: Mr. and Mrs. William Owens, Mrs. Harris Sproles, Miss Rita Hargens, Mrs. Nellie Kelly, Mrs. Lois Thorpe, Mr. and Mrs. Arthur Johnson, Mr. Carl Peterson, Mr. Louis Venuti, Mrs. Mary Swartzel, Mrs. Loretta Taylor, Mr. Elmer Wendell, Miss Helen Ward, Miss Margaret McKechnie, Mrs. Clara Atha, Mrs. Myrl Chattin, Mrs. Grace Beagle, Mrs. Anna Bobo, all of Salinas; Mr. Wayne Edwards, Monterey; Mr. Cresencio Torres, Gonzales; and Mr. W. W. Miller, Salinas.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Republican Women of Monterey Peninsula: Alice (Archie) Betts, Salinas; Diana (Richard) Colburn, Salinas; Patricia (Don) Donley, Salinas; Mrs. Edw. J. Dunlap, Carmel; Mrs. L. R. (Alice) Woodhull, Carmel; Mrs. Sam DeMello, Seaside; Mrs. H. O. Hansen, Seaside; Mrs. Loren E. Smith, Seaside; Mrs. West Champion, Pacific Grove; Beatrice Eyre, Monterey; Terry Fischella, Monterey; Ena Hoffman, Pacific Grove; Mrs. W. R. (Zena) Holman, Pacific Grove; Mrs. Peter Hozdovic, Monterey; Mrs. Josephine Johnson, Pacific Grove; Miss Katherine Koch, Pacific Grove; Mrs. Homer Lovejoy, Monterey; Mrs. Grace Mercer, Salinas; Mrs. R. H. (Mabel) Merritt, Monterey; Vera G. Moffett, Pacific Grove; Mrs. Henry (Ruth) Puget, Pacific Grove; Mrs. Lorin M. (Edith) Scott, Monterey; Mrs. Margaret Scott, Monterey; Miss Zena Sella, Pacific Grove; Miss Tess M. Sedwick, Pacific Grove; and Mrs. Louis (Elva) Wirth, Monterey.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Kenneth A. Kinney, Tulare; R. L. Lanning, Mrs. Evelyn Haynes, and Mr. and Mrs. Quinten Luallen of Lindsay; Anton Simonich of Tulare, Harvey Chase of Orange Cove; and Fred Miller of Tipton.

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joe Callahan, Chairman of the Board of Supervisors, of Santa Barbara; and Mr. and Mrs. John Gondolfo of Santa Barbara.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert C. Diltz, Marvin Neuman, and John Peters, all of Shafter.

On request of Senator Rees and Lt. Gov. Glenn Anderson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor Letcher Bishop, Clifford Nordby, City Manager, and Robert Flandrick, City Attorney, all of Baldwin Park.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Wallace M. Stryker of Weaverville.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bob Dias, Ronnie Zacharias, and Steve Hosetler, all of Sacramento.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Bolinas School: Mr. J. R. Hassall, Jr. and Mr. Peter M. Auer. *Students*—Cheri Alton, Ed Bagley, Anthony Bettencourt, Jim Ellis, Craig Gillman, Erling Haraldsen, Dan Leoni, Ralph Mendonca, Suzanne Patton, Jane Wack, Sally Quick, Judy Evans, Kathy Dawson, Sue Huntley, Linda King, John Henry Lacaze, Pam Nielsen, and Gigi Wilkins.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests from San Mateo County: A. L. Leavitt, Ralph Ebner, Arthur Tofanelli,

Arthur Farnum, Pat Patterson, Marty Mohr, Lynn Whitton, John Cockerott, E. E. Gustafson, Andrew McKeown, Don Buse, Philip Nichols, and Mrs. Philip Nichols.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to C. T. Martini, Suggs Jolly, Morton Maeks, and Robert Seibert, all of South San Francisco; E. L. Dana, San Mateo; Leonard Bardsley, Menlo Park; Paul Richmond, Redwood City; and Robert O'Neill, Redwood City.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF AGRICULTURE
SACRAMENTO, March 25, 1963

Mr. J. A. Beek
Secretary of the Senate
Senate Chamber
State Capitol, Sacramento

DEAR MR. BEEK: Enclosed herewith is a copy of the 1961-1962 Biennial Report on Artificial Insemination of Animals.

This report is submitted in compliance with Section 30.6 of the Agricultural Code.

Sincerely yours,

W. J. KUHRT, Acting Director

Enc.

Artificial Insemination of Animals

1961-62 Biennial Report

Bureau of Animal Health

Dr. H. G. Wixom, Chief

This report is submitted in compliance with Section 30.6 of the Agricultural Code.

Number of First Inseminations

1961		
Dairy Cattle	369,944	Or 41% of the adult dairy population
Beef Cattle	7,000	Or 0.8% of the adult beef population
Sheep	3,000	This is experimental, conception rate appears low
Turkeys	1,000,000	Total inseminations probably exceed 5 million
1962		
Dairy Cattle	401,000	Or 45% of the adult dairy population
Beef Cattle	7,000	Or 0.8% of the adult beef population
Sheep		None reported
Goats	540	This is experimental with apparently good results
Turkeys	1,094,000	Total inseminations probably exceed 5 million

Irregularities

A report has been received that a few inseminators, working under the supervision of one veterinarian, are performing sterility work. This complaint involves a small operation and should come under the jurisdiction of the Board of Examiners in Veterinary Medicine.

No reports of disease attributable to artificial insemination in California have been received. However, a potential danger exists as some bulls maintained by private and independent operators are not always subjected to the comprehensive health examinations customary in the organized associations.

No other significant complaints have been received.

Artificial Insemination Industry Advisory Committee

On November 30, 1962, a meeting with members of the artificial insemination industry and representatives of livestock organizations was held and the disease spreading potential of infected bulls and unsanitary inseminators was discussed. The Department of Agriculture requested that a committee be formed to study the situation and advise the director.

An advisory committee was formed and this committee met on January 15, 1963, and on March 12, 1963. The committee recommended that any individual or organization that collects and processes semen for sale to others follow the Code of Minimum Standards of the National Association of Artificial Breeders. They suggested that the Bureau of Animal Health continue to investigate any irregularities connected with artificial insemination practices. It was the opinion of this committee that legislation and or regulation on this subject is not necessary nor desirable at this time.

Recommendations

None.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 27, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Bill No. 187

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, March 27, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 20
Assembly Bill No. 141
Assembly Bill No. 628
Assembly Bill No. 630
Assembly Bill No. 767
Assembly Bill No. 769
Assembly Bill No. 821

Assembly Bill No. 893
Assembly Bill No. 955
Assembly Bill No. 986
Assembly Bill No. 987
Assembly Bill No. 988
Assembly Bill No. 1175
Assembly Bill No. 2025

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 20—An act to add Sections 17200.8, 17213.1, and 17421 to, and to amend Sections 17209, 17209.1, 17209.2 and 17209.3 of, the Financial Code, relating to escrow agents.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 141—An act to add Section 23428.11 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 630—An act authorizing the Director of Finance to dispose of property belonging to the State.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 628—An act to amend Section 16473.5 of the Government Code, relating to the Pooled Money Investment Board.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 767—An act to amend Sections 14129 and 14130 of, and to add Section 14130.1 to, the Education Code, relating to state teachers' retirement.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 769—An act to amend Sections 13859, 13901 and 14306, and to repeal Section 13902 of the Education Code, relating to state teachers' retirement.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 821—An act to add Section 432.5 to the Labor Code, relating to employment.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 893—An act to amend Section 1557 of the Penal Code, relating to expense of returning prisoners.

Referred to Committee on Finance.

Assembly Bill No. 955—An act to amend Section 86 of the Agricultural Code, relating to fairs and expositions.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 986—An act to amend Sections 6545 and 6546 of the Business and Professions Code, relating to the practice of barbering.

Referred to Committee on Business and Professions.

Assembly Bill No. 987—An act to amend Section 6545 of the Business and Professions Code, relating to barbers.

Referred to Committee on Business and Professions.

Assembly Bill No. 988—An act to add Section 6567 to the Business and Professions Code, relating to the practice of barbering.

Referred to Committee on Business and Professions.

Assembly Bill No. 1175—An act to add Section 2469 to the Education Code, relating to school districts.

Referred to Committee on Education.

Assembly Bill No. 2025—An act to add Section 16410 to the Education Code, relating to school property, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 388

Senate Bill No. 486

Senate Bill No. 389

Senate Bill No. 591

Senate Bill No. 461

Senate Bill No. 630

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 570

Senate Bill No. 646

Senate Bill No. 742

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Insurance and Financial Institutions

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 440

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DOLWIG, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 438

Senate Bill No. 690

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DOLWIG, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 329

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be placed on the Consent Calendar.

DOLWIG, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 152

Senate Bill No. 711

Senate Bill No. 416

Senate Bill No. 718

Senate Bill No. 417

Assembly Bill No. 409

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ARNOLD, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 487

Assembly Bill No. 105

Assembly Bill No. 128

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

ARNOLD, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 93

Senate Bill No. 94

Senate Bill No. 754

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

ARNOLD, Vice Chairman

Above reported bills re-referred to Committee on Finance.

Committee on Governmental Efficiency

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 291

Senate Bill No. 662

Senate Bill No. 423

Senate Bill No. 719

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Assembly Bill No. 150

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

STURGEON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Senate Bill No. 528

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

STURGEON, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 330

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to appropriate interim committee for study.

GIBSON, Chairman

Above reported bill re-referred to Committee on Rules to be assigned to an interim committee.

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 532

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 358

Senate Bill No. 368

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 400

Senate Bill No. 726

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

O'SULLIVAN, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 247

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ARNOLD, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 247

Senator Grunsky moved that Senate Bill No. 247 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 247—An act to repeal Sections 17503 and 17504 of the Education Code, relating to required percentages of school district funds to be allocated for certificated salaries.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal Sections 17503 and 17504 of", and insert "amend Section 17503 of, and to add Section 17505 to,".

PRINTER'S NOTE:—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 17503 of the Education Code is amended to read:

17503. For purposes of this section:

(a) "Salaries of classroom teachers" and "teacher" shall have the same meanings as prescribed by Section 17200 of this code.

(b) "Current expense of education" means the gross total expended (not reduced by estimated income or estimated federal and state apportionments) for the purposes classified in the final budget of a school district submitted to and approved by the county superintendent of schools pursuant to Section 20651 of this code for administration, instruction (including salaries, books and other expense), auxiliary services, [school plant (including operation and maintenance),] and fixed charges. "Current expense of education" shall not include those purposes classified as transportation of pupils, food service, community service, capital outlay, [and] state school building loan repayment[.], school plant (including maintenance and operation), expenses incident to the operation of the merit system for classified employees as provided for in Chapter 3 (commencing with Section 13580) of Division 10 of this code, expenses and fixed charges related to the classified service.

(c) "Elementary school district," "high school district," "junior college district," and "unified school district" shall have the same meanings as prescribed by Section 17601.

There shall be expended during each fiscal year for payment of salaries of classroom teachers:

- (a) By an elementary school district, [sixty percent (60%)] ----- percent
(-----%) of the district's current expense of education.
- (b) By a high school district, [fifty percent (50%)] ----- percent
(-----%) of the district's current expense of education.
- (c) By a junior college district, [fifty percent (50%)] ----- percent
(-----%) of the district's current expense of education.
- (d) By a unified school district, [fifty-five percent (55%)] ----- percent
(-----%) of the district's current expense of education.

If the Superintendent of Public Instruction determines that a school district has not expended the applicable percentage of current expense of education for the payment of salaries of classroom teachers during the preceding fiscal year, he shall, in apportionments made to the school district from the State School Fund after April 15 of the current fiscal year, designate an amount of such apportionment or apportionments equal to the apparent deficiency in district expenditures. Any amount so designated by the Superintendent of Public Instruction shall be deposited in the county treasury to the credit of the school district, but shall be unavailable for expenditure by the district pending the determination to be made by the Superintendent of Public Instruction on any application for exemption which may be submitted to the Superintendent of Public Instruction. In the event it appears to the governing board of a school district that the application of the preceding paragraphs of this section during a fiscal year results in serious hardship to the district, or in the payment of salaries of classroom teachers in excess of the salaries of classroom teachers paid by other districts of comparable type and functioning under comparable conditions, the board may, with the written approval of the county superintendent of schools having jurisdiction over the district apply to the Superintendent of Public Instruction in writing not later than July 15th of the succeeding fiscal year for exemption from the requirements of the preceding paragraphs of this section for the fiscal year on account of which the application is made. Upon receipt of such application, duly approved, the Superintendent of Public Instruction may grant the district exemption, to the extent deemed necessary by him, from such requirements for the fiscal year on account of which the application is made. If such exemption is granted the designated moneys shall be immediately available for expenditure by the school district governing board. If no application for exemption is made or exemption is denied, the Superintendent of Public Instruction shall [either] order the designated amount or amount not exempted to be added to the amounts to be expended for salaries of classroom teachers during the next fiscal year [; or order not less than fifty percent (50%) of the designated amount or amount not exempted to be transferred to the county school service fund, in which case the amount not ordered transferred to county school service fund shall be immediately available for expenditure by the district].

The Superintendent of Public Instruction shall enforce the requirements prescribed by this section, and may adopt necessary rules and regulations to that end. He may require the submission to him, during the school year, by school district governing boards and county superintendents of schools, of such reports and information as may be necessary to carry out the provisions of this section.

SEC. 2. Section 17505 is added to said code, to read:

17505. Notwithstanding any other provision of law to the contrary, Section 17503 shall not apply to any elementary school district, high school district, or unified school district which maintains the ratio of classroom teachers to pupils following:

- (a) An elementary school district—one classroom teacher for each twenty-eight (28) pupils.
- (b) A high school district—one classroom teacher for each twenty-five (25) pupils.
- (c) A unified school district—one classroom teacher for each twenty-eight (28) pupils in grades kindergarten through eight, inclusive, and one classroom teacher for each twenty-five (25) pupils in grades 9 through 12, inclusive.

The provisions of this section shall in no way change the applicability of Section 17503 to junior college districts, and the ratio of classroom teachers to pupils in grades 13 and 14 maintained by any school district shall not be considered for purposes of this section.

As used in this section, the word "teacher" shall have the same meaning as is prescribed by Section 17200; and a teacher whose classroom teaching duties require part, but not all, of the full time for which he is employed to be devoted to classroom teaching duties shall, for purposes of this section, be counted as a partial classroom teacher on the basis of the portion of such full time actually devoted to teaching pupils of the district.

The governing board of each school district shall, subject to the rules and regulations of the Superintendent of Public Instruction and in the manner and form he shall prescribe, certify to that officer, on or before December 31st of each year, the ratio of classroom teachers to pupils for the period ending on October 1st of that school year, which certification shall constitute the basis for the applicability of the provisions of this section to the school district."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 79

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

MOTION TO AMEND SENATE BILL NO. 79

Senator Stiern moved that Senate Bill No. 79 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 79—An act to add Sections 13101.1, 13101.2, 13101.3, and 13101.4 to, and amend Sections 13102, 13103, 13105, and 13173 of, the Education Code, relating to the licensing of school personnel.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 13, 1963, strike out "and 13101.4", and insert "13101.4, 13101.5, and 13105".

Amendment No. 2

On page 2, line 29, after "SEC. 5.", insert "Section 13101.5 is added to said code, to read:

13101.5. All meetings of the commission shall be open and public and all persons shall be permitted to attend any meetings of the commission.

SEC. 6."

Amendment No. 3

On page 2, line 34, strike out "6", and insert "7".

Amendment No. 4

On page 2, between lines 39 and 40, insert

"SEC. 8. Section 13105 is added to said code, to read:
13105. All meetings of the Committee of Credentials shall be open and public, and all persons shall be permitted to attend any meetings of the committee."

Amendment No. 5

On page 2, line 40, strike out "7", and insert "9".

Amendment No. 6

On page 2, line 46, strike out "8", and insert "10".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 79

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Senate March 13, 1963, after "Education," insert "at least".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 572

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 572

Senator Petersen moved that Senate Bill No. 572 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 572—An act to amend Sections 193, 221, and 245 of the Penal Code, relating to penalties for crimes against the person.

Bill read second time.

Motion to Amend

Senator Petersen moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 245", and insert "245, and 273d".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, after line 42, insert

"SEC. 4. Section 273d of said code is amended to read:

273d. Any husband who wilfully inflicts upon his wife corporal injury resulting in a traumatic condition, and any person who wilfully inflicts upon any child any cruel or inhuman corporal punishment or injury resulting in a traumatic condition, is guilty of a felony, and upon conviction thereof shall be punished by imprisonment in the state prison for not more than [two] 10 years or in the county jail for not more than one year."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

LETTER OF TRANSMITTAL

SENATE FACT FINDING COMMITTEE ON
REVENUE AND TAXATION
SACRAMENTO, March 26, 1963

Hon. Glenn M. Anderson
President of the Senate

DEAR SIR: The Senate Fact Finding Committee on Revenue and Taxation created pursuant to Section 12.5 of the Standing Rules of the Senate, and in accordance with Senate Resolution No. 214, Sec. 10, adopted at the 1961 Regular Session of the Legislature, herewith submits its second report.

This problem was assigned to this committee for study by Senate Resolution No. 198 which embraced the provisions of Assembly Bill No. 527 and Assembly Bill No. 1166, 1961 Regular Session. The report discusses the history of local personal property taxes on imported raw materials; the arguments for and against the imposition on such levies; the measurement of their impact on selected industries highly dependent upon imports; and the effect of exempting these commodities on the property tax base.

The committee wishes to express its appreciation for the assistance provided by the County Assessors Association; the League of California Cities; the County Supervisors Association; the California Teachers' Association; representatives of the Assessors' office of Los Angeles County and the City and County of San Francisco; the Board of Port Commissioners of the City of Oakland; the International Longshoremen and Warehousemen's Union; the California Manufacturers Association; and representatives of private commercial and industrial enterprises.

Respectfully submitted,

GEORGE MILLER, JR., Chairman
RICHARD J. DOLWIG, Vice Chairman

STANLEY ARNOLD
LEE M. BACKSTRAND
CHARLES BROWN
LUTHER E. GIBSON
(Dissent) DONALD L. GRUNSKY

(Dissent) JOHN W. HOLMDAHL
(Dissent) "J" EUGENE MCATEER
JOHN F. MCCARTHY
STANFORD C. SHAW

Letter of transmittal ordered printed in the Journal, and the report printed in the Appendix to the Journal.

Motion to Print Report

Senator Miller moves that 1,000 copies of the Report of the Senate Fact Finding Committee on Revenue and Taxation be printed for distribution.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 491

Senator Grunsky moved that Assembly Bill No. 491 be withdrawn from Committee on Revenue and Taxation and re-referred to Committee on Water Resources.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator O'Sullivan:

Senate Resolution No. 105

Relative to navigation on the Sacramento River

WHEREAS, The first record of a steamboat traveling between Sacramento and Red Bluff on the Sacramento River goes back to 1849; and

WHEREAS, This marked the beginning of a colorful and romantic era, which has since passed; and

WHEREAS, During that era, the river boats were an important and exciting part of life along the Sacramento River, and, according to the stories of old-time Californians, were, in many instances, floating paradises whose arrival was eagerly anticipated in each of the many stops along the river; and

WHEREAS, Now, more than a half a century later, there is once again a continued and growing economic need for works and facilities to permit the extension of waterborne commerce on the Sacramento River to Red Bluff, California, the head of navigation on this important stream; and

WHEREAS, Potential traffic in an improved stream channel includes inbound bulk cargoes such as petroleum products, as well as outbound shipments of grain, safflower seed and other bulk agricultural products; and

WHEREAS, The operation of Trinity Dam in diverting water from the Trinity River to the Sacramento will result in increased flows in the proposed navigational channel; and

WHEREAS, Studies by the California Department of Water Resources indicate additional storage dams will be built as part of the California Water Plan in the future on the west side of the Sacramento River which also will contribute to additional flows in the Sacramento; and

WHEREAS, The imminent completion of the Sacramento Deep Water Channel to Sacramento will increase the demand for waterborne shipments to points north of Sacramento; and

WHEREAS, A study by the Corps of Engineers, U.S. Army, in 1955, which indicated that costs of such a navigation project exceeded economic benefits, did not take into account many of the factors cited above; now, therefore, be it

Resolved by the Senate of the State of California, That the Corps of Engineers, U.S. Army, be memorialized to conduct further studies, taking into account recent and prospective factors and developments, of the costs and economic benefits of a navigation channel in the Sacramento River between Sacramento and Red Bluff open to barge traffic; and be it further

Resolved, That the Secretary of the Senate be directed to transmit copies of this resolution to the Secretary of the U.S. Department of the Army, to the Chief, Corps of Engineers, U.S. Army, to Members of the U.S. Senate and House of Representatives elected from California, and to the chairmen, respectively, of the Committees on Public Works of the U.S. Senate and of the House of Representatives.

Resolution read, and referred to Committee on Natural Resources.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill No. 434—An act to amend Section 34011 of the Vehicle Code, relating to transportation of flammable liquids.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 490—An act to add Section 597 to the Streets and Highways Code, relating to state highways.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 518—An act to amend Sections 256 and 2156 of the Streets and Highways Code, relating to reports to the Legislature on highways, streets and roads.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 614—An act to amend Section 8191 of the Streets and Highways Code, relating to separation of grade districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 410—An act to amend Section 13352 of, and to repeal Section 13210 of, and to add Section 13210 to, the Vehicle Code, relating to drunk driving.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 411—An act to amend Sections 12502, 12505 and 12805 of the Vehicle Code, relating to nonresident drivers and grounds requiring refusal of a driver's license.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 371—An act to add Title 7.1 (commencing with Section 66500) to the Government Code, relating to the Bay Area Transportation Study Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 5 of the printed bill, as amended in Senate March 25, 1963, strike out lines 37 to 43, inclusive, and insert

"66511. The chairman and vice chairman of the study commission shall be residents of the Bay area. The Governor shall appoint the chairman and vice chairman from among the at-large members appointed by him. The chairman shall call the first meeting of the study commission at the earliest possible time. At this meeting the commission shall organize and shall elect a secretary and treasurer."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 418—An act to add Section 8598.5 to the Water Code, relating to sale of lands by the Reclamation Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 7, of the printed bill, after "dential", insert ", industrial, or commercial".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 137—An act to amend Sections 12880 and 12885 of the Water Code, relating to the Davis-Grunsky Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources.

Amendment No. 1

On page 2, line 28, of the printed bill, as amended in Senate March 18, 1963, strike out "new basic".

Amendment No. 2

On page 3, lines 21 and 22, strike out "If the payment of interest is deferred pursuant to this subdivision, no", and insert "No".

Amendment No. 3

On page 3, line 23, after the period, insert "The accrued interest may, at the option of the public agency, be paid in equal annual installments during the remainder of the payment period."

Amendment No. 4

On page 7, line 23, after "code", insert a closing parenthesis.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 390—An act to amend Section 487 of the Penal Code, relating to grand theft.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary.

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 19, inclusive, and insert

SECTION 1. Section 487 of the Penal Code is amended to read:

487. Grand theft is theft committed in any of the the following cases:

1. When the money, labor or real personal property taken is of a value exceeding two hundred dollars (\$200); provided, that when domestic fowls, avocados, olives, citrus or deciduous fruits, nuts and artichokes are taken of a value exceeding fifty dollars (\$50); provided, further, that where the money, labor, real or personal property is taken by a servant, agent or employee from his principal or employer and aggregates two hundred dollars (\$200) or more in any 12-consecutive-month period, then the same shall constitute grand theft.

2. When the property is taken from the person of another.

3. When the property taken is an automobile, horse, mare, gelding, any bovine animal, any caprine animal, mule, jack, jenny, sheep, lamb, hog, sow, boar, gilt, barrow or pig.

4. When the property taken is a narcotic as defined in Section 11001 of the Health and Safety Code, and such narcotic is required to be prescribed on official triplicate blanks."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 632—An act to amend Sections 22402, 22404, 22405, 22407, 22441 and 22554 of, and to add Sections 22406.5, 22414, 22445, 22446, 22553.5, 22553.6 and 22557 to, and to add Article 5 (commencing with Section 22850) to Chapter 5 of Part 2 of Division 9 of, the Public Utilities Code, relating to airport districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate March 25, 1963, strike out "22553.6", and insert "22553.5".

Amendment No. 2

On page 2, lines 12 and 13, strike out "held within the district".

Amendment No. 3

On page 2, line 15, after "board", insert "held within the district".

Amendment No. 4

On page 3, line 15, strike out "22553.6", and insert "22553.5".

Amendment No. 5

On page 3, line 16, strike out "22553.6", and insert "22553.5".

Amendment No. 6

On page 3, line 24, after "a", insert "first".

Amendment No. 7

On page 3, line 24, after the comma, insert "first".

Amendment No. 8

On page 3, line 25, after "other", insert "prior".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 285—An act to add Section 1481.5 to the Education Code, relating to school district organization.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 6 and 7, of the printed bill, as amended in Senate March 12, 1963, strike out "any form of proceeding whatever", and insert "a proceeding held under Chapter 9 (commencing with Section 3001) of Division 5 of this code".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 650—An act to amend Section 28144 of the Government Code, relating to compensation for public service in counties.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government.

Amendment No. 1

On page 1, line 17, after "\$0.10", insert "a mile".

Amendment No. 2

On page 2, line 5, after "\$0.10", insert "a mile".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 759—An act to amend Sections 25101 and 25102 of the Government Code, relating to county boards of supervisors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Sections 25101 and 25102 of", and insert "add Section 25102.1 to".

Amendment No. 2

On page 1, strike out line 1, and insert
"SECTION 1. Section 25102.1 is added to the Government Code, to read:
25102.1. In lieu of entering resolutions in full in the minute book, the clerk, with the approval of the board, may keep a resolution book in which he shall enter all resolutions in full. In such case, references in the minute book to resolutions may be made by number and subject reference."

Amendment No. 3

On page 1, strike out lines 2 to 21, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 720—An act to add Section 22(a) to, and to amend Section 23 of, the Fresno Metropolitan Flood Control Act (Chapter

503, Statutes of 1955), relating to the Fresno Metropolitan Flood Control District.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 422—An act to amend Section 19553 of the Education Code, relating to school district public works.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 432—An act to repeal Section 19595 of the Education Code, relating to state school building aid.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 27—An act to amend and renumber Sections 4600, 4601, and 4602 of; to amend Sections 4605, 4606, 4607, 4609, 4610, 4611, 4612, 4614.1, 4614.2, 4614.3, 4614.4, 4614.5, 4614.11, 4614.13, 4614.14, 4614.15, 4615, 4616, 4617, 4618, 4619, 4620, 4621, 4622, 4623, 4624, 4625, 4627, 4634, 4635, 4636, 4636.8, 4638, 4639, 4641, 4642, 4643, 4644, 4645, 4646, 4647, 4648, and the heading of Chapter 1 (commencing with Section 4600), Part 3, Division 5 of; to repeal Sections 4608, 4614.6, 4614.7, 4614.8, 4614.9, 4614.10, 4614.12, 4628, 4629, 4630, 4631, 4632, 4633, 4635, and 4636.7 of; and to add Sections 4600, 4601, 4602, 4602.2, 4602.3, 4610.5, 4611.5, 4613, 4623.5, 4639.5, 4640, and 4641.5 to; the Health and Safety Code; and to repeal the Municipal Sewer District Act of 1939 (Ch. 24, Stats. 1939), relating to municipal sewer districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 74—An act to repeal Part 3 (commencing with Section 33800) of Division 18 of the Streets and Highways Code, relating to parking.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 245—An act to add Article 5.5 (commencing with Section 16221) to Chapter 2 of Division 12 the Education Code, relating to the sale or lease of school district property, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 489—An act to amend Sections 1101, 1103, and 1142.3 of the Agricultural Code, and to add Section 26470.1 to the Health and Safety Code, relating to eggs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 567—An act to repeal Article 7.6 (commencing with Section 53850) of Chapter 4, Part 1, Division 2, Title 5 of, and to add Article 7.6 (commencing with Section 53850) to Chapter 4, Part 1, Division 2, Title 5 of, the Government Code, relating to temporary borrowing by local agencies, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 15, of the printed bill, after "agency", insert "and any amount borrowed hereunder shall not be considered in any limitation on the amount which may be borrowed by any such local agency under any other law".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 326—An act to repeal Section 13357 of the Vehicle Code, relating to driver's license.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 459—An act to amend Section 12817 of the Vehicle Code, relating to drivers' licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 461—An act to amend Sections 310 and 12500 of the Vehicle Code, relating to driver's license.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 510—An act to amend Section 16027 of the Vehicle Code, relating to security following accident.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 540—An act to amend Section 12814 of the Vehicle Code, relating to drivers' licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 550—An act to amend Section 24603 of the Vehicle Code, relating to stop lamps on vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 551—An act to amend Sections 25100 and 25101 of the Vehicle Code, relating to display of side-marker and clearance lamps on vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 616—An act to amend Section 13361 of the Vehicle Code, relating to drivers' licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 814—An act to add Section 27463.5 to the Government Code, relating to coroners.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 321—An act to amend Section 464 of the Agricultural Code, relating to serving of milk.

Bill read second time, and ordered to third reading.

Assembly Bill No. 530—An act to amend Section 4270 of the Agricultural Code, relating to stabilization and marketing of fluid milk and fluid cream.

Bill read second time, and ordered to third reading.

Assembly Bill No. 407—An act to add Sections 4191 and 4384.5 to the Agricultural Code, relating to fees.

Motion to Re-refer Assembly Bill No. 407

Senator Christensen moved that Assembly Bill No. 407 be re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 483—An act to amend Sections 455, 466, 562, 613, and 682 of, and to repeal Section 580 of, the Agricultural Code, relating to dairy products and imitation dairy products.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 602—An act to add Section 639.1 to the Agricultural Code, relating to whipped cream mix or cream topping mix.

Bill read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 201—An act to amend Section 36 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Motion to Pass on File

Senator Murdy moved that Senate Bill No. 201 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 544—An act to amend Section 7650 of the Financial Code, relating to savings and loan associations.

Motion to Re-refer Senate Bill No. 544

Senator Rattigan moved that Senate Bill No. 544 be re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

Senate Bill No. 118—An act to establish a Commercial Code, thereby consolidating and revising the law relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them, including sales, commercial paper, bank deposits and collections, letters of credit, bulk transfers, warehouse receipts, bills of lading, other documents of title, investment securities, and secured transactions, including certain sales of accounts, chattel paper, and contract rights; providing for public notice to third parties in certain circumstances; regulating procedure, evidence and damages in certain court actions involving such transactions, contracts

or documents; to make uniform the law with respect thereto; amending various sections of the Civil Code, Code of Civil Procedure, Corporations Code, Financial Code and Vehicle Code, to make them consistent therewith; adding Chapter 12.5 (commencing with Section 560) to Title 13 of Part 1 of the Penal Code, relating to crimes involving bailments; and repealing legislation inconsistent therewith.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Burns, Christensen, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Rattigan, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Way, Weingand, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 360—An act to amend Sections 3301 and 3305 of the Penal Code, relating to the Board of Trustees of the California Institutions for Women.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 362—An act to add Section 1509.95 to the Military and Veterans Code, and to amend Section 4011 of the Penal Code, relating to removal of prisoners in the event of disaster.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 403—An act to amend Sections 11255, 17451, 17452 and 17453 of the Education Code, relating to school apportionments, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Backstrand, Begovich, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 486—An act to amend Section 7668 of the Business and Professions Code, relating to apprentice embalmers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 461—An act to amend Section 12828 of the Water Code, relating to the financing of flood control projects.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Geddes, Gibson, Holmdahl, McAteer, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 742—An act to add Article 6 (commencing with Section 22170) to Chapter 1 of Part 5 of Division 11 of the Water Code, relating to irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1253—An act making an appropriation to the Department of Finance for allocation for the repair, restoration, or replacement of public property damaged or destroyed by storm and flood or flood conditions, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Regan.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Assembly Bill No. 1253.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 5, 1963

To the Honorable Members of the Assembly and Senate:

Assembly Bill No. 1253, "An act making an appropriation to the Department of Finance for allocation to the Counties of Plumas, Sierra, Lassen, Modoc, and Siskiyou for the repair, restoration, or replacement of public property damaged or destroyed by storm and flood or flood conditions, and declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

This bill has now been amended to encompass all of the counties of the State as a whole.

I, therefore, recommend consideration of Assembly Bill No. 1253 as an emergency measure.

Respectfully submitted,

EDMUND G. BROWN, Governor

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Short, Stiern, Symons, Way, Weingand, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Short, Stiern, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 173—An act to add Section 43007 to, and to repeal Section 43005 of, the Government Code, and to add Section 155.8 to, and to repeal Section 155.6 of, the Revenue and Taxation Code, relating to property taxation.

Bill read third time, and presented by Senator O'Sullivan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1114—An act to amend Sections 42700, 42701 and 42726 of the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Cobey.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Symons, Way, Weingand, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Symons, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 62—An act to amend Sections 13162, 13163 and 13166 of, and to repeal Section 13164 of, the Health and Safety Code, relating to fire extinguisher sales licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 630—An act to amend Section 16601 of the Business and Professions Code, relating to contracts in restraint of trade.

Objection Raised

Senator Cobey objected to Senate Bill No. 630 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule 22.2, ordered Senate Bill No. 630 to the second reading file.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 543—An act to add Article 9 (commencing with Section 2400) to Chapter 5 of, and Article 7 (commencing with Section 2930) to Chapter 8 of, Division 3 of the Health and Safety Code, relating to pest abatement.

Bill read third time.

The bill was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1061: By Senator Holmdahl (Coauthors: Assemblymen Petris and Crown) —An act to add Section 73095 to the Government Code, relating to searching for prior traffic convictions.

Referred to Committee on Local Government.

Senate Bill No. 1062: By Senator Cameron—An act to add Section 588a to the Penal Code, relating to cats.

Referred to Committee on Judiciary.

Senate Bill No. 1063: By Senator Farr—An act to add Section 159 to the Education Code, relating to the State Board of Education, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1064: By Senators Cameron, Grunsky, Stiern, Farr, Rodda, and Donnelly (Coauthors: Assemblymen Rumford and Knox) —An act to add Chapter 12 (commencing with Section 4987) to Division 4 of the Public Resources Code, relating to the California Youth Conservation and Training Program.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1065: By Senator McCarthy —An act to amend Section 35784 of the Vehicle Code, relating to special vehicle permits.

Referred to Committee on Transportation.

Senate Bill No. 1066: By Senator Short—An act to amend Section 1020 of the Insurance Code, relating to injunctions and court orders in insolvency and delinquency proceedings.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1067: By Senator Sturgeon—An act to amend Sections 13105.5, 13160, 13161, 13162, 13163, 13164, 13165, 13166, and 13168 of, and to add Sections 13161.5, 13163.5, 13164.5, 13165.5 and 13168.5 to, the Health and Safety Code, relating to fires and fire protection.

Referred to Committee on Public Health and Safety.

Senate Bill No. 1068: By Senator Sedgwick (Coauthor: Assemblyman Booth) —An act to amend Section 28137 of the Government Code, relating to compensation of county officers.

Referred to Committee on Local Government.

Senate Bill No. 1069: By Senator Rattigan—An act to amend Section 502.7 of the Penal Code, relating to criminal offenses involving telecommunications service.

Referred to Committee on Judiciary.

Senate Bill No. 1070: By Senator Rattigan—An act to amend Section 4986 of the Revenue and Taxation Code, relating to the cancellation of property taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1071: By Senator Arnold—An act to amend Section 3304 of the Education Code, relating to school districts.

Referred to Committee on Education.

Senate Joint Resolution No. 13: By Senators Cobey and Sturgeon—Relative to judicial review in public assistance cases.

Referred to Committee on Judiciary.

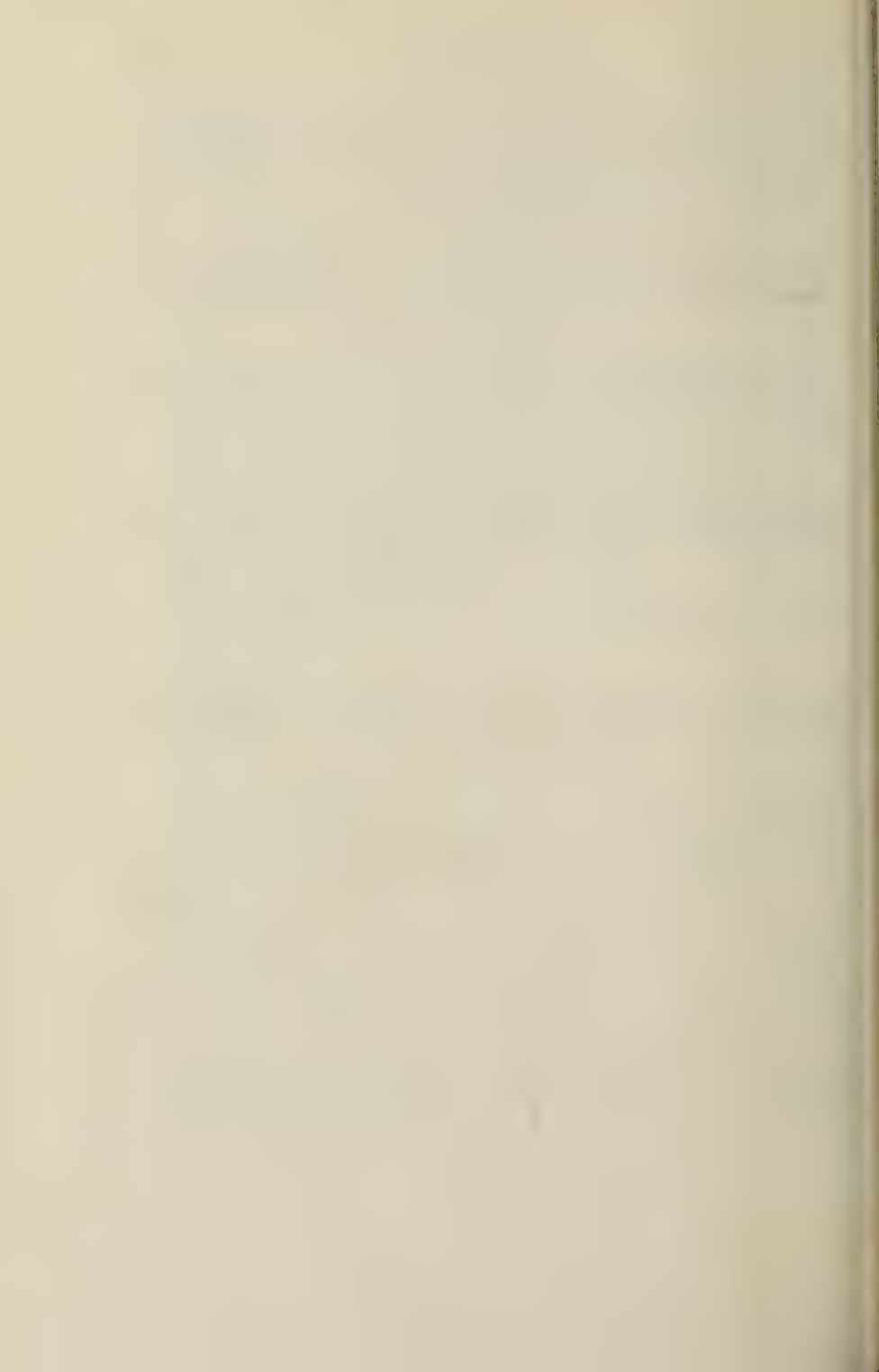
Senate Joint Resolution No. 14: By Senators Miller, Rodda, Short, Geddes, Gibson, Dolwig, Sturgeon, McCarthy, Sedgwick, Pittman, and Williams—Relating to the growth of vegetation on levees.

Referred to Committee on Water Resources.

ADJOURNMENT

At 4.23 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, March 28, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTIETH LEGISLATIVE DAY

FIFTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, March 28, 1963

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord, Bless this day those who endeavor here, and upon whose endeavors so much depends. Bless too, in a special way, the many without whom this august assembly could function neither so smoothly nor so well—the secretaries, the clerks, the legislative assistants, the sergeants at arms, the pages, and all—shower Thy benediction on them, and grant them the reward promised to Thy good and faithful servants. AMEN.

MOTION TO EXCUSE MEMBERS OF NATURAL
RESOURCES COMMITTEE

At 3.05 p.m., Senator McCarthy moved that the members of the Natural Resources Committee, consisting of Senators Farr, Nisbet, Arnold, Begovich, Cameron, Christensen, Geddes, Grunsky, McCarthy, Petersen, and Quick, be excused at this time to attend a meeting of the committee, to return to the Senate when the committee meeting is completed.

Motion carried.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George Dell, Los Angeles; Virginia Miner, Calabasas; Rosemary McBride, Woodland Hills; Bunny Clayton, Calabasas; and Mr. Bernie Nebenzahl, Los Angeles.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Leslie Radtke of Lancaster.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of North Fork Union Elementary School of North Fork: Mrs. Elena Dozier, teacher; Mrs. Katharine Greene, teacher; Mr. David Royce, vice principal; and Mr. Grant G. Sturm, district superintendent. *Students*—Gary Carver, Byron Russell DeSilva, Henry Davis, David Michael Dozier, Dale Godown, John Hensley, Jr., Gregory Hoskins, Wesley Russell Kipp, Dewey Orville Lavell, Gaylen Lee, Robert Moye, Harry Gleason, Stanley Radman, Alvin Savage, Larry Smith, Scott Vaughn, Daniel Walton, Barbara Ayers, Annie Bethel, Haroleen Bethel, Kathryn Broquist, Gwen DeMoss, Darline Farrar, Sharon Fulton, Marie Pryor, Jone Severe, Sherry Sherman, Judith Trower, Carolyn Werly, Drusilla Whitener, and Diana Wilson.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. O. L. Burchett of Lost Hills.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert L. Hamm, County Clerk-Recorder of Ventura County; Don Martinson of Vista; and Mr. and Mrs. L. A. Clayton of Camarillo.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert F. Hill of San Francisco.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Martin Adams of Chico.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. C. F. Blake of Daly City.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Frank Callahan and Sharon Callahan of Marin County.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leo Lopez, City Council, Pittsburg; Vern Winsby, City Council, Pittsburg; and Frank A. Billeci, Mayor, Pittsburg.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to H. R. Buchser, San Jose; George M. Downing, San Jose; and Sam Hernandez, Saratoga.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Hollingsworth, Fallbrook; Mrs. Duffy, El Caion; Mrs. Shifflet, La Mesa; Mrs. Ditsworth, La Mesa; Mrs. M. E. Bauman, Encinitas; Mrs. Helen Adam, Rancho Santa Fe; Mr. Leo D. Calac, Escondido; Mr. G. W. Quade, Escondido; Mrs. Berta Smith, Encinitas; Mr. and Mrs. Geo. Crenshaw, Vista; Mr. Oliver Clark, Vista; Mr. Wm. Smith, Encinitas; and Mr. Wahler, Palo Alto.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Dairyland Union School of Chowchilla: *Adults*—Mesdames Bynum, Pearl James, Bradley, Dorothy Davis, and J. Pierson. *Students*—Carolyn Belser, Alan Bynum, Linda Davis, Linda Deeter, Peter Gordon, Jack Hargis, Wanda Ivy, Kathy James, Jay Johnson, Danny Jones, Barbara Law, Gale Lybarger, Darlene Madden, Patti Mandala, David Moore, Sandra Moore, Danny Phipps, Sharon Schwenk, Sharon Silva, Donald Sinks, Donald Smith, Linda Stephens, Jim Sullivan, Carole Swart, Kay White, Diana Perry, Reba Cooper, and Susan Walters.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of El Tejon School of Lebec: *Adults*—Mr. Hershell C. Orahoad, Mr. James Curnutt, Mr. George Gabbitas, Mrs. George Fritz, Mrs. Aileen LeBlanc, Mrs. Thomas McMahon, and Mrs. Alden Tubbs. *Students*—Debbie Abbott, Joe Acosta, Connie Alejandro, Cheryl Awana, John Benson, Janice Bizzell, Kerry Cox, Johnny Curtis, Eugene Ferguson, Georgene Fritz, Kathy Ghiglia, Harvey Gonzales, Vicki Holt, Ronald Johnson, Robert Jones, Danny Mann, Bobby McMahon, Barry Meredith, Jimmy Minyard, Fernando Morales, Barbara Newton, Robert Palmer, Joan Pavlina, Janet Poudrier, Sylvia Prince, Charles Robinson, Joanne Rocha, Pamela Richmond, Jackie Rummel, Lloyd Rushing, Donna Rymer, Roy Rymer, Jack Simington, Darwin Smith, Eddie Smith, Linda Thomas, Kathy Thurber, and Loreigh Tubbs.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Fairfield Elementary School: *Adults*—Mr. Floyd Brown, Mr. Ronald Bailey, Mrs. Nancy Wilson, Mrs. Connie Knapp, Mrs. Rose Grant, and Mrs. Inez Lewis. *Students*—Priscilla Abalos, Julie Abenie, Kenneth Adams, Donald Baracosa, Gary Begrin, Danny Bentley, Dempsey Berryhill, Thomas Brokaw, Emery Burkey, Barbara Carson, Dale DeFreece, Druanne Dodge, Linda Dougan, Michael Drysdale, Linda Duffield, Mark Emerson, Marlene Ferguson, Gary Gentry, Linda Gist, Suzanne Grant, Kenneth Griffin, Carol Hanson, Fred Harris, Mary Ann Haynes, Roy Hentzen, Robin Hewitt, Robert Holloway, John Hom, Tom Iverson, Robben Knapp, Diane Lewis, Linda Levy, Sylvia Lundquist, Linda Maldonado, Toni Martin, Linda McAlister, Carolyn Michaels, John Miranda, Galen Monson, Connie Nelson,

Susan O'Dell, Jane Perlman, Peggy Peschell, Carmen Reguera, Thomas Richie, David Rivera, Juanita Rivera, Steven Royer, Jack Rummel, Anita Sayre, Phillip Shepherd, Gerald Simmers, Nugget Smith, Brenda Standridge, Karl Stemmler, Charles Sullivan, Calvin Tong, Ricky Travers, Susan Valladao, Ray Venning, and Kenneth Wilson.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Spencer Williams of San Jose.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Howard Rose, Manager of the Telephone Company of El Centro.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bill Luicking, Jr., of Ojai.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following guests who are members of the Fresno Irrigation District: Mr. John Ventura, director, and Mrs. Ventura; Mrs. Carter, secretary; and Mrs. Winston Strong, wife of one of the directors.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Norman Shanahann of Los Angeles, and Mr. Charles of Los Angeles.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jack A. Manion of Broderick.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Roger Freeberg, Redwood City; and Alberta Love, San Francisco.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. H. Aird of the *Livingston Chronicle*; James Drennan and Paul Snyder of the *Madera Tribune*; Bert Fogelberg and Louis Schmoll of the *Merced Sun-Star*; and Frank Wootten of the *Atwater Signal*.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Los Molinos High School of Los Molinos: *Advisors*—Mr. Charles Davison and Mr. Vernon Regier. *Bus Driver*—Mr. Robert Joiner. *Students*—Marianne Beard, Bruce Berry, Sharon Brewer, Sandee Brown, Sue Brown, Ben Burgess, Chuck Clark, Steve Clough, Sandy Colbert, Vina Durney, Pete Early, Kathy Edwards, Doug Freshman, Dee Gault, Gloria Gault, Henrietta Gurrola, Sharon Hale, Trudy Hammers, Jim Hefley, Vickie Hyres, Dennie Latimer, Bob Leachman, Susan McGuire, Ed Marty, Fred Mesa, Perdita Miller, Ken Northup, Sharon Olsen, Linda Potter, Pat Proulx, Joyce Rich, John Spencer, Hershall Taylor, Mike Van Sikel, and Robert Webb.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ruth H. Wilcox, sponsor; and the following foreign-born language students of

Oakland Technical High School: Masao Aochi, Osamu Beppu, Maria Camara, Francisco Cello, Colin Chin, John Dronkers, Maria Ferreira, Jose Figueredo, Marietta Fisher, Neckie Forbes, Choweevan Gaines, Grace Garcia, Bette Gianopoulos, Guillermina Hernandez, Lucy Jemo, Mary Jemo, Rosa Jimenez, Maheschandra Khatri, Narendra Khatri, John Leca, Janice Lee, Manuel Maia, Inez Mateuz, Joseph Mbugua, Sandra Melara, Naomi Nishiura, Tsuyshi Nishiura, Pedro Omega, Ana Maria Ortiz, Mario Pereira, Maria Pita, Agnes Sardy, Art Tak, Carla Van Den Berg, Joe Vieira, Manuel Vieira, Mrs. Wilcox, Mr. Worthington, Paulette Wong, Carol Wright, Tomas Wong, Tyrone Zing, Carlos Cuellar, Juan Gonzalez, Parson Nem, Ricky Ramos, Sushila Vannali, and Max Fulgado.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard Hall of Upland; Ray Ferguson of Ontario, Robert Walline of Upland, and Norman Hixson of Cucamonga.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Councilman Jake S. Stewart of Huntington Beach; James R. Wheeler of Huntington Beach; Mr. and Mrs. Lynndon Aufdenkamp of Laguna Beach; Mrs. William V. Moorhead of Laguna Beach; Mrs. Rodney Hansen of Sherman Oaks; Mary Young of Laguna Beach; Mrs. Dan Schneider of Fullerton; Mrs. Louis J. Sloan of Fullerton; and Mrs. Philip E. Philbrick of Santa Monica.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Anderson of U.P.I.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert L. Wierman of Covelo and Marino Bozzoli of Eureka.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. Ansel Adams of Carmel Highland; and Mrs. Nancy Newhall of Rochester, New York.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Joe D. Moore, Director, Imperial Irrigation District, Imperial.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 26, 1963

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

LEVERETTE D. HOUSE, resident of 171 El Cerrito Drive, Brawley; formerly a member of the Assembly; presently a rancher active in Brawley community affairs;

Member, Alcoholic Beverage Control Appeals Board, vice Adon V. Panattoni, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 28, 1963

Hon. Joseph A. Beck
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BECK: I am herewith sending you Governor Brown's statement to the Legislature on Education, dated March 28.

This message is being transmitted to you for your further handling.

Sincerely,

PAUL D. WARD, Legislative Secretary

The letter of transmittal ordered printed in Journal, and the statement by the Governor re education printed in the Appendix to the Journal.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 28, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 58

Assembly Bill No. 116

Assembly Bill No. 259

Assembly Bill No. 387

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

ASSEMBLY CHAMBER, March 28, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 31

Assembly Concurrent Resolution No. 45

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Joint Resolution No. 31 Relative to equal rights for women.

Referred to Committee on Labor.

Assembly Concurrent Resolution No. 45—Relative to salaries of municipal court attachés.

Referred to Committee on Labor.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 28, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 36

Assembly Bill No. 457

Assembly Bill No. 586

Assembly Bill No. 635

Assembly Bill No. 776

Assembly Bill No. 994

Assembly Bill No. 996

Assembly Bill No. 1098

Assembly Bill No. 1269

Assembly Bill No. 1339

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 36—An act to add Section 11541 to the Health and Safety Code, relating to peyote.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 457—An act to add Section 13365 to the Vehicle Code, relating to drivers' licenses.

Referred to Committee on Transportation.

Assembly Bill No. 586—An act to amend Section 11270 of the Government Code, relating to administrative costs of state agencies.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 635—An act to amend Sections 20001 and 20004 of the Education Code, relating to the Junior College Tax Relief Act, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 776—An act to amend Section 172 of the Military and Veterans Code, relating to the Adjutant General.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 994—An act to add Section 16750.1 to the Business and Professions Code, relating to restraint of trade.

Referred to Committee on Judiciary.

Assembly Bill No. 996—An act to repeal Section 16721 of the Business and Professions Code, relating to unlawful trust certificates.

Referred to Committee on Judiciary.

Assembly Bill No. 1098—An act to amend Section 25502.5 of the Government Code, relating to purchasing agents.

Referred to Committee on Labor.

Assembly Bill No. 1269—An act to add Sections 3119.1 and 3119.2 to, and to amend Sections 3124 and 3168 of, the Education Code, relating to school district organization, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1339—An act to amend Sections 55503.5 and 55504 of, and to add Section 55506 to, the Water Code, relating to county waterworks districts.

Referred to Committee on Local Government.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA
DEPARTMENT OF MENTAL HYGIENE
SACRAMENTO, March 26, 1963

*To the President of the Senate
and Members of the Senate*

In March 1962, I submitted to the Senate the Long-range Plan for Mental Health Services in California prepared as requested in Senate Resolution No. 142. At the time I indicated there was still an unfinished part of the project—an analysis of legislation needed to implement the Long-range Plan. The committee appointed for this purpose has recently completed its work. It has done an outstanding job of

analyzing the legislative implications in the Long-range Plan and it has prepared an excellent statement which I am herewith submitting for your consideration. The following comments together with the committee's report should be considered a part of the Long-range Plan and as completing the document requested in Senate Resolution No. 142.

In reviewing the committee's work it becomes apparent it was concerned with a relatively small number of central topics. This was appropriate because the time of the members was necessarily limited so that focusing on fundamental objectives was most profitable. There was, in fact, so much material the committee could have dealt with that emphasis on those possibilities which seemed most promising was the only feasible way to proceed.

As I read the discussion and recommendations of the committee, two principles from the Long-range Plan stood out in my mind:

Citizens with mental illness or retardation should be treated like other citizens.

To do this requires, on the positive side, making services available to them; that other citizens get and, on the negative side, eliminating the excursions and discriminations reflected in laws and programs.

Persons with mental disability are best served if, wherever possible, they can be taken care of by the broad services which exist to take care of people generally when they are in special trouble. Basic programs in the fields of health, education, welfare, employment and recreation are most pertinent to aid those with mental health problems. Organizations established to serve people in these basic fields are, by virtue of their everyday role, most likely to be in contact with people subject to unusual stress. Not only is this important because of increased chance of early contact at precrisis stages but it is an efficient use of organization and manpower.

Inasmuch as I was aware of the committee's deliberations as it was meeting, I was able to take its work into account when legislation was being considered for introduction into the current legislative session. This was also true of the other state departments whose staff members participated in the committee's work. There is a number of bills now pending in the legislature directly related to the committee's proposals. While not all of them in any sense were the immediate result of the committee's recommendations, a significant part of the subject matter the committee studied is before the legislature. At the same time, it must be pointed out that the major portion of the committee's recommendations is not contained in bills before the legislature and, I presume, will not be during this session.

I view this report on legislation needed to implement the Long-range Plan in the same fashion as I view the material submitted earlier to the Senate, that is, as an objective to be worked on over a number of years. The programs dealt with are broad and complex. The changes suggested will require careful study over a period of time.

The report is not, of course, so comprehensive that it includes all legislation needed to implement the Long-range Plan. The committee had neither the time nor the staff to accomplish such an ambitious undertaking. The Department of Mental Hygiene, working with the other state departments and interested parties, will, it is presumed, continue the work started by this committee.

Special thanks is due the National Institute of Mental Health for the financial help which made possible participation by professional and lay members of the Legislative Task Force Committee.

Respectfully submitted,

DANIEL BLAIN, M.D., Director of Mental Hygiene

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 56—An act to amend Section 1435.9 of the Probate Code, relating to transactions involving community and other property where spouse is incompetent;

Senate Bill No. 58—An act to amend Sections 19593, 20804.3, and 21701.5 of the Education Code, and Section 23313 of the Elections Code, relating to school district elections;

Senate Bill No. 59—An act to amend Section 12816 of the Vehicle Code, relating to drivers' licenses, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 101—An act to amend Section 537 of the Code of Civil Procedure, relating to attachment;

Senate Bill No. 261—An act to amend Section 807 of the Agricultural Code, relating to pomegranates;

And reports the same have been correctly enrolled, and presented to the Governor on the 27th day of March, 1963, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 111—An act to amend Section 844 of the Probate Code, relating to authority of executor and administrator to lease without a court order;

Senate Bill No. 134—An act to amend Section 36 of the Civil Code, relating to contracts of minors;

Senate Bill No. 253—An act to amend Section 12880 of the Water Code, relating to state financial assistance for local water projects, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 320—An act to amend Section 8341 of the Fish and Game Code, relating to importation of clams;

And reports the same have been correctly enrolled, and presented to the Governor on the 27th day of March, 1963, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 17—Relative to the economic growth of California.

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 27th day of March, 1963, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 74

Senate Bill No. 422

Senate Bill No. 245

Senate Bill No. 432

Senate Bill No. 410

Senate Bill No. 489

Senate Bill No. 411

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 434

Senate Bill No. 614

Senate Bill No. 490

Senate Bill No. 720

Senate Bill No. 518

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 27

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 285

Senate Bill No. 632

Senate Bill No. 390

Senate Bill No. 650

Senate Bill No. 418

Senate Bill No. 759

Senate Bill No. 567

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Institutions

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Institutions, to which was referred:

Senate Bill No. 636

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and re-refer to the Committee on Finance.

WILLIAMS, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Institutions, to which were referred:

Senate Bill No. 534

Senate Bill No. 450

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 577

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 775

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

STIERN, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 2

Senate Joint Resolution No. 3

Senate Concurrent Resolution No. 36

Senate Resolution No. 70

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Local Government

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 667

Senate Bill No. 669

Senate Bill No. 678

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which were referred:

Senate Bill No. 476

Assembly Bill No. 916

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

STIERN, Chairman

MOTION TO AMEND SENATE BILL NO. 476

Senator Begovich moved that Senate Bill No. 476 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 476—An act to amend the heading of Division 11 (commencing with Section 12000) of, the heading of Part 1 (commencing with Section 12000), Division 11 of, and the heading of Chapter 2 (commencing with Section 12100), Part 1, Division 11 of; to amend Sections 12000, 12000.5, 12001, 12002, 12003, 12004, 12004.5, 12100, 12101, 12101.5, 12102, 12103, 12104, 12105, 12105.5, 12106, 12107, 12108, 12110, 12111, 12113, 12114, 12115, 12116, 12117, 12220, 12351, 12400, 12401, 12402, 12403, and 12404 of; to amend and renumber Section 12150 of; to repeal Sections 12109, 12109.5, 12111.5, and 12306 of; to add Sections 12000.1, 12000.2, 12000.3, 12004.6, 12007, 12150, and 12306 to; to add an article heading to Chapter 4 (commencing with Section 12300), Part 1, Division 11 of; and to add Article 2 (commencing with Section 12320) and Article 3 (commencing with Section 12330) to Chapter 4, Part 1, Division 11, of, the Health and Safety Code, relating to explosives and blasting agents.

Bill read second time.

Motion to Amend

Senator Begovich moved the adoption of the following amendments:

Amendment No. 1

In line 8 of the title of the printed bill, strike out "12117".

Amendment No. 2

In line 10 of the title, after "12111.5", insert "12117, 12118".

Amendment No. 3

On page 3, line 20, after the comma, insert "the State Forester and his authorized representatives,".

Amendment No. 4

On page 4, line 8, strike out "not less restrictive than", and insert "at least as restrictive as".

Amendment No. 5

On page 6, line 8, strike out "If witnessed,"; and strike out lines 9 to 11, inclusive, and insert "The wit-".

Amendment No. 6

On page 8, line 49, strike out "27094", and insert "27904".

Amendment No. 7

On page 9, strike out line 4, and insert

"(b) It is unlawful for any person to operate or to park any ve-".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 8

On page 9, strike out lines 33 to 39, inclusive, and insert

"SEC. 29. Section 12117 of said code is repealed.

[12117. In addition to the criminal punishment, a person who violates any provision of this chapter shall forfeit the sum of two hundred fifty dollars (\$250) for each violation. The forfeiture may be sued for by any person in a court of competent jurisdiction.]

SEC. 29.5. Section 12118 of said code is repealed.

[12118. A person who has instituted an action for a forfeiture pursuant to this chapter shall not dismiss it without the consent of the court in which it is pending. A judgment for such person shall not be settled, satisfied, or discharged except by an order of, and after deposit of the full amount of the judgment in, the court. All money deposited in the court shall be paid to the person who instituted the action.]"

Amendment No. 9

On page 9, line 52, after "explosives", insert "and blasting agents".

Amendment No. 10

On page 10, line 3, strike out "blasting agents and class B explosives.", and insert "and class B explosives. The regulations regarding class B explosives shall not be more restrictive than the provisions of this chapter."

Amendment No. 11

On page 10, line 28, strike out "and explosive devices".

Amendment No. 12

On page 10, line 29, strike out "or chemical ammunition".

Amendment No. 13

On page 10, line 31, after "Commission", insert "or the State Fire Marshal".

Amendment No. 14

On page 10, line 33, strike out "or explosive devices", and insert "of 20 individual $\frac{1}{2}$ -pound units or a sample".

Amendment No. 15

On page 11, lines 3 and 4, strike out "listed by the Interstate Commerce Commission", and insert "designated".

Amendment No. 16

On page 11, line 4, before "shall", insert "by regulations adopted by the State Fire Marshal".

Amendment No. 17

On page 11, strike out lines 5 and 6, and insert "vehicles on the highway.

In no event shall the regulations relating to "Forbidden explosives" be more restrictive than those of the Interstate Commerce Commission."

Amendment No. 18

On page 11, strike out lines 32 to 48, inclusive, and insert

"(e) No driver or other person in charge of such vehicle shall operate or permit the operation of any vehicle transporting explosives unless the explosives are contained entirely within the body of the vehicle and if the vehicle has a tailboard or tailgate it shall be closed and secured in place during transportation. Nor shall a driver or other person in charge of such vehicle operate or permit the operation of any vehicle transporting explosives unless the vehicle has a closed body or the body thereof is covered with a flame retardant tarpaulin or the explosives other than black powder are packed in fire and water resistant containers, and in either event the driver shall exercise care to protect the load from moisture and sparks."

Amendment No. 19

On page 13, line 22, strike out "at", and insert "with".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

MOTION TO AMEND ASSEMBLY BILL NO. 916

Senator Stiern moved that Assembly Bill No. 916 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 916—An act to add Section 3356 to the Health and Safety Code, relating to tuberculosis hospitals and sanatoriums.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Assembly March 18, 1963, strike out "or".

Amendment No. 2

On page 1, line 13, after "thereof", insert ", or (c) the possession of any intoxicating liquor used by a minister of the gospel or priest or rabbi in a religious sacrament or ceremony".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 536

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 536

Senator Rees moved that Senate Bill No. 536 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 536—An act to add Section 13114.1 to the Government Code, relating to motor vehicle parking facilities, and making an appropriation.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, after "persons", insert a comma, and add "provided that any such acquisition pursuant to the Property Acquisition Law shall be subject to appropriation of funds therefor by the Legislature".

Amendment No. 2

On page 2, strike out line 9.

Amendment No. 3

On page 2, line 10, strike out "provided and for".

Amendment No. 4

On page 2, line 11, strike out "thereon", and insert "on real property acquired hereunder".

Amendments read, and adopted.

Bill order printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 386

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 386

Senator Regan moved that Senate Bill No. 386 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 386—An act to repeal Section 11200 of the Health and Safety Code, relating to the exemption of certain narcotic preparations from the prescription requirement.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 2, of the printed bill, strike out "repealed", and insert "is amended to read:

The provisions of this division requiring prescriptions and physicians' reports do not apply to preparations containing in one fluid ounce, or, if a solid or semisolid preparation, in one avoirdupois ounce, without additional narcotics, not more than one grain of codeine, or two grains of noscapine (formerly narcotine) or to mistura glycyrrhiza compound, N.F. However, the exemptions herein provided do not exempt any person from the provisions of Section 11225 of this division. In addition to the information required by Section 11225 said record shall contain in the handwriting of the purchaser his signature, the date of purchase, and the time of purchase. Each preparation shall in addition contain one or more non-narcotic active medicinal ingredients in sufficient proportion to confer upon the preparations valuable medicinal qualities other than those possessed by the narcotic drug alone and any sale or purchase shall be made in good faith for medicinal purposes only."

Amendment No. 2

On page 1, insert

"SEC. 2. Section 11202 is added to the Health and Safety Code, to read:

Preparations exempted under Section 11200 may be sold at retail by pharmacists in quantities of not more than four fluid ounces, or, if a solid or semisolid preparation, four avoirdupois ounces, to one person at any one time."

Amendment No. 3

On page 1, insert

"SEC. 3. Section 11203 is added to the Health and Safety Code, to read:

No person shall obtain or attempt to obtain under exemptions of Section 11200 more than one preparation exempted by the provisions of that section within 48 consecutive hours, and the manufacturer shall so label each preparation."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Labor**

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Senate Bill No. 763

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McATEER, Chairman

MOTION TO AMEND SENATE BILL NO. 763

Senator Weingand moved that Senate Bill No. 763 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 763—An act to add Section 98.5 to the Labor Code, relating to the Division of Labor Law Enforcement.

Bill read second time.

Motion to Amend

Senator Weingand moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "two hundred dollars (\$200)", and insert "the maximum amount of a case within the jurisdiction of a small claims court as provided in Section 117 of the Code of Civil Procedure".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Assembly Bill No. 407

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 407

Senator O'Sullivan moved that Assembly Bill No. 407 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 407—An act to add Sections 4191 and 4384.5 to the Agricultural Code, relating to fees.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 6, of the printed bill, strike out "on", and insert "or".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 1110

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1110

Senator Donnelly moved that Assembly Bill No. 1110 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1110—An act to amend Section 20806 of the Education Code, relating to school district taxation, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Assembly March 13, 1963, after "Code", insert "and for the expenses incurred by the district in administration of a program involving the payment of such health and welfare benefits".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 647

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 647

Senator Stiern moved that Senate Bill No. 647 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 647—An act to amend Sections 5721 and 5722 of the Education Code, relating to nonresident fees of junior colleges.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 39, of the printed bill, after the period, insert "The governing board of the district maintaining a junior college may exempt students who enroll for six units or less from the payment of a nonresident fee."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

RESOLUTIONS

The following resolutions were offered:

By Senator Gibson:

Senate Resolution No. 106

Relative to the death of Hale Humphrey

WHEREAS, The Members of the Senate have learned with regret of the tragic death of Solano County Sheriff's Investigator Hale Humphrey on March 15, 1963; and

WHEREAS, Hale Humphrey was born in Oklahoma on May 12, 1920 and served in the United States Navy during World War II and the Korean War; and

WHEREAS, He was aptly described by Sheriff Thomas Joyce of Solano County as "one of the best peace officers in the State," and served with distinction as a member of the Fairfield Police Department, the United States Border Patrol and the Solano County Sheriff's Office where he advanced to the position of Criminal Investigator; and

WHEREAS, His interest and ability in law enforcement was broad, as witnessed by his study and application of modern criminology, his expertise in the field of narcotics, and his nationally recognized skill in use of firearms; and

WHEREAS, He was active in civic affairs serving as district deputy grand exalted ruler of the Benevolent and Protective Order of Elks, Northwest Area, being a charter member of Fairfield Elks Lodge 1976 and being instrumental in forming the Fairfield Exchange Club; and

WHEREAS, His life reflected qualities which few people attain: as stated by Superior Court Judge Thomas N. Healy: "I can't say he committed the Golden Rule to memory, but I can testify he committed it to his life. In his work, affiliations and hobbies, I knew of no one who served that purpose more effectively"; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Fact Finding Committee on Revenue and Taxation is authorized to continue its study and report its findings, together with any recommendations for legislation, to the Senate by the 30th calendar day of the 1965 General Session of the Legislature, as may relate to all types of city, county, district or port authority taxation of boats; the study of the imposition of local fees upon boat owners for using the waters within a local jurisdiction, and the relationship of those fees to the necessary costs incurred by the local jurisdiction for proper enforcement and protection of the public health and safety and protection of property with respect to boating on the local waters, and any other state or local fees which may be imposed in this respect; the study of the actual statistical use of boats on local waters; the study of boat depreciation, including the ascertainment of formulas to determine the rate thereof; and the study of allocation to local jurisdictions of a state collected "in-lieu" tax imposed with respect to boats on the basis of county of origin, county of use, or otherwise.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE

Consideration of Assembly Amendments

Senate Bill No. 187—An act to amend Section 2418 of the Vehicle Code, relating to operation and equipment of ambulances.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 187?

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Senate February 27, 1963, after "request.", insert "The State Department of Public Health shall be notified by the county boards of supervisors of any such exemptions.

Second Set of Amendments to Senate Bill No. 187

Amendment No. 1

On page 1, after line 19, of the printed bill, as amended in the Senate February 27, 1963, insert

"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Presently, noncommercial ambulance service is inadequate in many rural areas of this State because of inability to meet the regulations of the Department of California Highway Patrol. In order that exemptions may be made to enable more noncommercial ambulances to operate, it is necessary that this act go into immediate effect."

Urgency Clause

Urgency clause read.

The roll was called.

CALL OF THE SENATE

Pending the announcement of the vote, Senator Weingand moved a call of the Senate.

Motion carried. Time, 3:35 p.m.

The President directed the Sergeant at Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

SECOND READING OF SENATE BILLS

Senate Bill No. 440—An act to amend Sections 6702 and 7102 of, and to add Article 5 (commencing with Section 7300) to Chapter 10,

Figure 1. Diagram 1 of the Focused Field, showing its settings and how it is used.

[illegible]

The following amendments were proposed by the Committee on Institutions and Financial Institutions:

1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 840. 84

The page 4 of the 17 of the petition was amended on August 22, 1994, adding the following: "and 4.0000."

1-2-2-2-2-2-2

... ..

[Faint, illegible markings]

See page 8. See 2. author and the text and insert a section.

$\frac{1}{2} = \frac{1}{2}$

See page 2, line 2, column 1, "Tribune" and page 2, line 2, column 1, "Tribune".

Senate Bill No. 456—An Act to add Article 3 hereinafter read to Chapter 3, Part 2 Division 1 of the Insurance Code, relating to license, retirement and re-licensing fees.

Source: BM No. 140—An Act to Amend Section 25(1) of the Labor Code, relating to working hours.

that would avoid these various problems and be more useful.

Senate Bill No. 155 - has for its object Section 1490 and 1491 of last named Statute, giving all the Education Code relating to normal and teachers of school districts.

Senate Bill No. 414—To amend Section 802 of the Illinois
 Tax Code, relating to the abatement of property tax.

Senate Bill No. 417--do not amend Sections 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269, 1270, 1271, 1272, 1273, 1274, 1275, 1276, 1277, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1289, 1290, 1291, 1292, 1293, 1294, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1319, 1320, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1330, 1331, 1332, 1333, 1334, 1335, 1336, 1337, 1338, 1339, 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1369, 1370, 1371, 1372, 1373, 1374, 1375, 1376, 1377, 1378, 1379, 1380, 1381, 1382, 1383, 1384, 1385, 1386, 1387, 1388, 1389, 1390, 1391, 1392, 1393, 1394, 1395, 1396, 1397, 1398, 1399, 1400, 1401, 1402, 1403, 1404, 1405, 1406, 1407, 1408, 1409, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1417, 1418, 1419, 1420, 1421, 1422, 1423, 1424, 1425, 1426, 1427, 1428, 1429, 1430,

Statutes of 1961) of, the Education Code, relating to the public schools, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 711—An act to add Section 1405.1 to the Education Code, relating to junior college districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 718—An act to repeal Division 4 (commencing with Section 901) and Division 5 (commencing with Section 1601) and Sections 13702, 13704, 21752, 21753, and 21755 of, to amend Sections 812, 5602, 5603, 9252, 14552, 14702, 15505, 15507, 15508, 20803, 21701, and 21751 of, to amend and renumber Sections 2592, 21754, 21756, 21757, 21758, and 21759 of, and to add Division 4 (commencing with Section 911) and Division 5 (commencing with Section 1601) to, and to add Sections 657, 812.5, 820, 5031, 5251.1, 5557, 5904, 7153, 11805, 13702, 15006.1, 15008, 15009, 15805.5, 16002, 16523, 17609.1, 17609.2, 17617, 20205.1, 20205.2, 21752 to, to add Chapter 3 (commencing with Section 871) to Division 3 of, a new article heading immediately preceding Section 5001, and Article 2 (commencing with Section 5011), and Article 3 (commencing with Section 5021) to Chapter 1 of Division 6 of, the Education Code, relating to the establishment, maintenance, government, and operation of schools.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 487—An act to amend Sections 31203, 31206, 31214.2 and 31214.3 of the Education Code, relating to the State Competitive Scholarship Program.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 291—An act to add Section 5007 to the Government Code, relating to the registration of bonds of public bodies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 and 4, and insert "5007. Any legislative or governing body which".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 423—An act to amend Section 19622 of, and to repeal Section 19624 of, the Business and Professions Code, relating to the California State Fair and Exposition.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2 of the printed bill, strike out all of lines 6 to 20, inclusive.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 662—An act to add Section 25100.5 to the Corporations Code, and to add Section 11004.5 to the Business and Professions Code, relating to corporate securities.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate March 21, 1963, strike out lines 6 to 10, inclusive, and insert

"The commissioner shall promulgate regulations to protect the purchasers of condominium or community apartment interests. These regulations shall pertain to but need not be limited to:

(1) Financial arrangements necessary for completion of the project;

(2) Agreements, bylaws or other means to provide for management or other services;

(3) Arrangements to deliver title, provide for management, escrows of sales proceeds, and control of the project."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 719—An act to amend Sections 24002 and 24051 of the Education Code, relating to state colleges.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 24002 and 24051", and insert "Section 24002, and to repeal Section 24754,".

Amendment No. 2

On page 1, line 16, strike out "All money received", and insert

"All money received from the sale or the disposition of real property acquired by or on behalf of a particular state college or a particular campus of the California State Polytechnic College by gift, devise, or donation pursuant to Section 24000 is hereby appropriated to the trustees for expenditure for capital outlay for, or the acquisition and improvement of real property for, such particular state college or campus, in addition to such other amounts as may be appropriated therefor by the Legislature.

All money received from the sale or other disposition of personal property, other than money, acquired by or on behalf of a particular state college or a particular campus of the California State Polytechnic College by gift, bequest, or donation pursuant to Section 24000 is hereby appropriated to the trustees for expenditure for capital outlay for, or the acquisition and improvement of real or personal property for, such particular state college or campus, in addition to such other amounts as may be appropriated therefor by the Legislature.

Amendment No. 3

On page 1, strike out lines 17 to 26, inclusive; and on page 2, strike out lines 1 and 2.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 2, strike out lines 8 to 15, inclusive and insert

"SEC. 2. Section 24754 of said code is repealed.

[24754. The trustees, with the consent of the Director of Finance, may purchase such additional land as the trustees and the Director of Finance may deem necessary and may expend for such purpose any money donated or the proceeds from the sale of real or personal property acquired as gifts by the California State Polytechnic College or which is otherwise made available for the use and benefit of the California State Polytechnic College.]

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 358—An act to add Section 3205 to the Harbors and Navigation Code, relating to the San Francisco Port Authority.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 368—An act to amend Sections 5067, 6200, 6201, 6202, 6203, 6204, 6205, 6206, 6207, and 6208, and the heading of Chapter 9 (commencing with Section 6200) of Title 7, of Part 3 of, the Penal Code, relating to conservation facilities in the Department of Corrections.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 400—An act to amend Sections 4181 and 4410 of the Agricultural Code, relating to marketing of dairy products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 16 of the printed bill, as amended in Senate March 20, 1963, after "liable", insert "civilly".

Amendment No. 2

On page 1, line 20, after "in", insert "a civil action in".

Amendment No. 3

On page 1, line 24, after "upon", insert ", and in proportion to,".

Amendment No. 4

On page 2, line 3, after "Fund.", insert "Civil actions brought by the director under the provisions of this section shall be set for trial at the earliest possible date and shall take precedence over all other cases, except other matters of the same character, and matters to which special precedence may be given by law."

Amendment No. 5

On page 2, line 30, after "liable", insert "civilly".

Amendment No. 6

On page 2, line 34, after "in", insert "a civil action in".

Amendment No. 7

On page 2, line 39, after "upon", insert ", and in proportion to,".

Amendment No. 8

On page 2, line 44, after "Fund," insert "Civil actions brought by the director under the provisions of this subsection should be set for trial at the earliest possible date, and shall take precedence over all other cases, except older matters of the same character, and matters to which special precedence may be given by law."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 726—An act to amend Sections 4125, 4126.5, and 4142 of, to repeal Section 4280.1 of, and to add Section 4280.2 to, the Agricultural Code, relating to milk and dairy products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, lines 5 and 6 of the printed bill, strike out ", of distributors, retail stores, producers, wholesale customers, or consumers," and insert "manufacturers, distributors, producers, wholesale customers, retail stores, consumers, or any representatives thereof,".

Amendment No. 2

On page 1, line 18, after "customer," insert "retail store,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 528—An act to add Section 125 to the Welfare and Institutions Code, relating to the Welfare Advance Fund.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 23, inclusive; and on page 2, strike out lines 1 to 10, inclusive, and insert

"125. A revolving fund in the State Treasury is hereby created, to be known as the Welfare Advance Fund. All moneys in the fund are appropriated for the purpose of making payments or advances to counties, of the state and federal shares of assistance or medical care programs or the cost of administration of such programs, and for the payment of refunds.

Payments or advances of funds to counties, which are properly chargeable to appropriations made from other funds in the State Treasury, may be made by Controller's warrant drawn against the Welfare Advance Fund. For every warrant so issued, the several purposes and amounts for which it was drawn shall be identified for the payee.

The amounts to be transferred to the Welfare Advance Fund at any time shall be determined by the Department of Social Welfare, and, upon order of the Controller, shall be transferred from the funds and appropriations otherwise properly chargeable therewith, to the Welfare Advance Fund.

Refunds of amounts disbursed from the Welfare Advance Fund shall, on order of the Controller, be deposited in the Welfare Advance Fund and, on order of the Controller, shall be transferred therefrom to the funds and appropriations from which such amounts were originally derived. Claims for amounts erroneously paid into the Welfare Advance Fund shall be submitted by the Department of Social Welfare to the State Controller who, if he approves such claims, shall draw his warrant in payment thereof against the Welfare Advance Fund.

All amounts increasing the cash balance in the Welfare Advance Fund, which were derived from the cancellation of warrants issued therefrom, shall, on order of the Controller, be transferred to and in augmentation of the appropriations from which such amounts were originally derived."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

Senate Bill No. 630—An act to amend Section 16601 of the Business and Professions Code, relating to contracts in restraint of trade.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 329—An act to amend Section 6413 of the Financial Code, relating to savings and loan associations, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1, in lines 2 and 3 of the title of the printed bill, strike out "declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, strike out lines 18 and 19; and strike out all of page 2, and insert "The commissioner may exercise this authority only if federal chartered associations have the authority to receive funds within the first 20 days of any calendar month and credit dividends from the first day of the same month on such funds."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 409—An act to add Section 13656 to the Education Code, relating to paid holidays for classified school employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 105—An act to amend Section 6951 of the Education Code, relating to children in children's institutions.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 128—An act to amend Sections 17052 and 17101 of the Education Code, relating to cafeteria funds of school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 150—An act to repeal Section 2025.01 of, and to add Section 459.1 to, the Welfare and Institutions Code, relating to inconsequential resources of welfare recipients.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 201—An act to amend Section 36 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Motion to Refer Bill to Inactive File

Senator Murdy moved that Senate Bill No. 201 be placed on the inactive file.

Motion carried.

Senator McCarthy Presiding

At 3.45 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 410—An act to amend Section 13352 of, and to repeal Section 13210 of, and to add Section 13210 to, the Vehicle Code, relating to drunk driving.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cohey, Collier, Dolwig, Donnelly, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Pittman, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 411—An act to amend Sections 12502, 12505 and 12805 of the Vehicle Code, relating to nonresident drivers and grounds requiring refusal of a driver's license.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Collier, Dolwig, Donnelly, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Pittman, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 632—An act to amend Sections 22402, 22404, 22405, 22407, 22441 and 22554 of, and to add Sections 22406.5, 22553.5 and 22557 to, and to add Article 5 (commencing with Section 22850) to Chapter 5 of Part 2 of Division 9 of, the Public Utilities Code, relating to airport districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Collier, Dolwig, Donnelly, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, O'Sullivan, Pittman, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 27—An act to amend and renumber Sections 4600, 4601, and 4602 of; to amend Sections 4605, 4606, 4607, 4609, 4610, 4611, 4612, 4614.1, 4614.2, 4614.3, 4614.4, 4614.5, 4614.11, 4614.13, 4614.14, 4614.15, 4615, 4616, 4617, 4618, 4619, 4620, 4621, 4622, 4623, 4624, 4625, 4627, 4634, 4635, 4636, 4636.8, 4638, 4639, 4641, 4642, 4643, 4644, 4645, 4646, 4647, 4648, and the heading of Chapter 1 (commencing with Section 4600), Part 3, Division 5 of; to repeal Sections 4608, 4614.6, 4614.7, 4614.8, 4614.9, 4614.10, 4614.12, 4628, 4629, 4630, 4631, 4632, 4633, 4635, and 4636.7 of; and to add Sections 4600, 4601, 4602, 4602.2, 4602.3, 4610.5, 4611.5, 4613, 4623.5, 4639.5, 4640, and 4641.5 to; the Health and Safety Code; and to repeal the Municipal Sewer District Act of 1939 (Ch. 24, Stats. 1939), relating to municipal sewer districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Collier, Dolwig, Donnelly, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, O'Sullivan, Pittman, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 74—An act to repeal Part 3 (commencing with Section 33800) of Division 18 of the Streets and Highways Code, relating to parking.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Collier, Dolwig, Donnelly, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 4.05 p.m., on motion of Senator Collier, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and the urgency clause to Senate Bill No. 187 was adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 187 by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino,

McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Above bill ordered enrolled.

Assistant Secretary George B. Beattie at the Desk

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 489—An act to amend Sections 1101, 1103, and 1142.3 of the Agricultural Code, and to add Section 26470.1 to the Health and Safety Code, relating to eggs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 567—An act to repeal Article 7.6 (commencing with Section 53850) of Chapter 4, Part 1, Division 2, Title 5 of, and to add Article 7.6 (commencing with Section 53850) to Chapter 4, Part 1, Division 2, Title 5 of, the Government Code, relating to temporary borrowing by local agencies, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 584—An act relating to the acquisition and improvement of real property in the City of Sacramento, making an appropriation and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Rodda.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Assembly Bill No. 584.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 7, 1963

To the Honorable Members of the Assembly and Senate:

Assembly Bill No. 584, "An act relating to the acquisition and improvement of real property in the City of Sacramento, making an appropriation and declaring the urgency thereof, to take effect immediately."

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill No. 584 as an emergency measure.

Respectfully submitted,

EDMUND G. BROWN, Governor

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtcer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtcer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None

Bill ordered transmitted to the Assembly.

Assembly Bill No. 45—An act to amend Section 12880 of the Water Code, relating to state financial assistance for local water projects, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Grunsky.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtcer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—Senator Bradley—1.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtcer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—Senator Bradley—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 530—An act to amend Section 4270 of the Agricultural Code, relating to stabilization and marketing of fluid milk and fluid cream.

Bill read third time, and presented by Senator O'Sullivan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 591—An act to amend Section 12008 and to repeal Sections 12009 to 12016, inclusive, of the Water Code, relating to validating proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 570—An act to amend Section 6536 of the Business and Professions Code, relating to barbers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 646—An act to amend Section 2811 of the Business and Professions Code, relating to nurses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 581—An act to repeal Section 6118 of the Business and Professions Code, relating to the practice of law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1072: By Senator Rees (Coauthor: Assemblyman Conrad)—An act to add Section 987 to the Revenue and Taxation Code, relating to the taxation of motion pictures.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1073: By Senator Rees—An act to add Sections 296, 297, 298, 321, 321.5, and 386 to, and to amend Section 11705 of, the Vehicle Code, relating to licensing of vehicle manufacturers and distributors.

Referred to Committee on Transportation.

Senate Bill No. 1074: By Senator Collier—An act to add Article 11 (commencing with Section 3851) to Chapter 1, Division 2 of the Public Utilities Code, relating to leasing of motor vehicles.

Referred to Committee on Transportation.

Senate Bill No. 1075: By Senator Regan (Coauthor: Assemblyman Willson)—An act to amend Section 1515 of the Code of Civil Procedure, relating to unclaimed property.

Referred to Committee on Judiciary.

Senate Bill No. 1076: By Senator McAteer (Coauthors: Assemblymen Marks, Foran, Meyers, Gaffney, and Burton)—An act to amend Sections 16522 and 53651 of the Government Code, relating to deposits of public funds.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1077: By Senator Stiern—An act to add Section 5722.5 to the Education Code, relating to junior colleges.

Referred to Committee on Education.

Senate Bill No. 1078: By Senator Christensen—An act to amend Section 69584 of the Government Code, relating to judges of the superior court.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1079: By Senator Christensen—An act to amend Section 69584 of the Government Code, relating to judges of the superior court.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 4.37 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Friday, March 29, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-FIRST LEGISLATIVE DAY

SIXTIETH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Friday, March 29, 1963

The Senate met at 11 a.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—34.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

May we walk firmly, O Lord, in the path of Thy Justice. May we perceive and pursue always Thy Truth. May we discover and live in Thy life—secure in the hope that for those who love Thee, O Lord, Thou are the Way and the Truth and the Life. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Weingand, on motion of Senator Collier, on legislative business.

Senator Farr, on motion of Senator Collier, on legislative business.

Senator Begovich, on motion of Senator Collier, on legislative business.

Senator Rattigan, on motion of Senator Rodda, on legislative business.

Senator Gibson, on motion of Senator Cameron, on legislative business.

Senator Teale, on motion of Senator Burns, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Rohnerville School District of Fortuna: Mr. Kenneth Dunaway, Mr. Don Setterlund, Mr. Gary Thrap, Mr. Harmon Bonniksen, Mrs. Merrilyn Setterlund, and Miss Mary Moe. *Students*—Jessie Baird, Dan McLaughlin, Danny Mill, Dennis Betts, Rocky Alba, Oscar Lilly, Tom Steiner, Robert Shultz, Ronnie Graham, Mark Watson, Troy Land, Lee Zalaznik, Raymond Cecil, Bill Chism, Roger Coffelt, John Hemminger, Terry McCarthy, Danny Olson, Stephen Shaffer, Donny Viggers, Frank Chairez, Robert Ensminger, Steven Houser, Robert Wright, Robert Kelly, Bill Campbell, Lloyd Hartman, Kerry Matson, Randy Larson, Robert McCutchen, Russell Bishop, Michael Cline, William Fox, Gerald Frank, Robert Lilly, William Slagle, Calvin Watson, Christine Bergstrom, Sheila Western, Carol Logan, Mary Church, Claire Gladden, Ramona Hefflin, Jeanie Hulbert, Sherri Johnson, Diane Carroll, Judy Newman, Colleen O'Hanen, Donna Perras, Christine Smith, Carol Viggers, Sharon Weitzel, Karen Wise, Elaine Anderson, Jerry Abbott, Mary Abrahamson, Corine Bursell, Mary Davenport, Sandy Fuller, Beverly Hill, Judy Harp, Linda Huddleson, Christy Hyney, Karen Logan, Margaret McRoberts, Cathy Phillips, Linda Reynolds, Patty Schueler, and Felicia Svendsen.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Woodville Elementary School of Porterville: Mrs. Larry Ashley, Mr. Thomas Brown, Mr. Hugh Honeycutt, Mr. H. H. Hutchinson, Mr. Lloyd Lambert, Mr. Wm. C. Nichols, Mrs. Helen Nicholson, Mr. Howard Tharp, Mr. Leland Vossler, and Mrs. Arthur Warfield. *Students*—Nina Ashley, Karen Bailey, Marie Banuelos, June Brown, Ida Cain, Catalina Castillo, Raymond Castillo, Gary Cline, Tim Cummings, Greg Dunbar, Ronald Foster, John Gaither, Mary Gomez, Gloria Gonzales, John Herrod, Peggy Hughes, Glenn Jackson, John Johnson, Wendel Jones, Manuel Lopez, Charles Luke, Ernest Murrillo, Sally Navarette, Troy Nicholson, Joe Ortega, Christine Perez, Bob Pergeson, Mike Pitts, Mike Regan, Roy Rhoades, Andres Rodriguez, Mike Rodriguez, Joe Ruiz, Manuel Saiz, Michael Saiz, Philip Smart, Barbara Smith, Charles Sowers, Alice Valencia, Mary Valencia, Russell Vossler, Carol Warfield, and Joe Zazueta.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ted D. Bowman, President of the Slip Seal Company, of Long Beach; and Mr. Malcolm Epley, Executive Editor of the *Independent Press Telegram* of Long Beach.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. M. J. Dowd of El Centro, Mrs. C. Fowler of Concord, and Mrs. Anna McManus of El Centro.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Earl Tuthill of Santa Paula, and Mr. Robert Daily of Camarillo.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Las Plumas School of Butte County: Lola Self, teacher; Floyd Torkelson, parent and board member; Adrienne Beach, parent; Jerry Beach, parent and board member; Andy Torkelson, Dorothy MacKay, and the following students: David MacKay, Billy MacKay, Jeanette Torkelson, Ellen MacKay, Frances MacKay, Richard Beach, and Robert MacKay.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Richmond Elementary School of Susanville: Mrs. Patricia Bolton, teacher; Mr. Earl Bolton, Mr. Wilbur Blessing, and Mrs. Alma Blessing. *Students*—Robert Satia, Shirley Satia, Donna Hendrickson, Dena Englebreek, Terry Blessing, John Emerson, Linda Satia, Laura Englebreek, Neal Bolton, and Kit Blessing.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lil Kirkpatrick of Kelseyville, and Dewey Christofferson of Kelseyville.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Gilbert A. Jones of Stockton.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Fred G. Clodt, Mr. and Mrs. Louis Lake, Mr. and Mrs. Leonard Dueker, Mr. and Mrs. Ralph McGuire, and Mr. and Mrs. R. D. Hastings, all of Yorba Linda.

On request of Senators Short and Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert W. Somers of Los Angeles.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Palermo Union School of Palermo: Mr. Dunn, teacher; Mr. Baragar, teacher; Mr. Riekey, teacher; and Mr. Callin, superintendent. *Students*—Martin Abbott, Wayne Adams, Linda Alexander, Jamey Antrey, Adelpho Becerril, Connie Blankenship, Kenneth Braden, Marie Brewer, Marilyn Brown, Brian Burtenshaw, Connie Burns, Peggy Bush, David Christensen, David Crickman, Larry Day, Jerry Deering, Arnette Lloyd, David Fox, William Gardner, Dixie Gladson, Tommy Gooding, Gary Gordon, Grace Greenman, Clarence Griffin, Steven Gunderson, Dorothy Halstead, Patty Hart, Alfred Harvey, Linda Helphrey, George Henery, Ada Hobbs, Gaye Howard, Margie Irvin, Pat Johnson, Mildred Jones, George Kisses, Steven Lawson, Ceece Lindsey, Leslie Marlow, Dianna Marr, Morris Martinez, Gerald Mathis, Charlie Mathis, Eugene Melton, Neva Mincher, Ruby Lyn McCaslin, Tanna McClaue, Frank McDowell, Debbie McElmurry, Pam McElmurry, Sandra McElmurry, David Moench, Greg Morehead, Ruben Navarro, Susan Nissen, Stanley Overstreet, Linda Palmer, Wal-

ter Patrick, Gary Peck, Sherry Prince, Frank Potts, Beth Rasmussin, Melvin Robinson, Rachel Robledo, Linda Roy, Duane Scheurer, Myrna Sligar, Donald Smith, Douglas Smith, Peter Simon, Kathy Stockman, Leta Taylor, Don Torres, Liberty Torres, Sammy Torres, Homer Turner, Bonnie Welsh, Helen Whiteman, Richard Wilson, and Donna Wood.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. David W. Silva and the following students of Bellota School of Linden: Jerry Casey, James Cochran, Joyce Cochran, Deanna Gill, Billy Hull, Kenny Hunt, Anita Lenfesty, Norma Lenfesty, Eddie Marugliano, Vicki Solari, and Tommy Watkins.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Elvin F. Peets, teacher; and the following students of Linden Elementary School of Linden: Kathy Anderson, Kevin Beattie, Barbara Boggiano, Karen Brovelli, Susan Carr, Penny Connors, Barbara Emerson, Linda Freeman, Betty Hensley, Connie Hull, Thersa Lagorio, Elaine Lynch, Willa Lynch, Sue Machado, Peggy Norman, Wendy Page, Joan Piacentine, Carol Redmond, Gian Thiara, Ronald Arata, Julio Bossana, John Gibson, Ricky Robinson, Bob Sparks, Patrick Tompkins, and Dan Wells.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Morro Bay High School Band and Choir: Mrs. Waltz, Mrs. Rodgers, Mrs. Olson, Mr. Bowers, Mrs. Bowers, Mr. Welsh, Mr. Shipley, Mr. Campbell, and Mr. Abbot. *Students*—Woody Hensley, Bill Lindsey, Steve Riddell, Curtiss Shuman, Steve Sween, Bruce Kimble, Barney Hutson, Larry Brebes, Mark Shinbrot, John Dahl, Ray Smyer, David Sands, Stan House, Lee Bickford, Mike Mitchell, Bob Manos, Ed McConaghay, John Booth, Mike Buck, Bill Brock, Charles Palmer, Dorance Farkas, Larry Mapes, Dave Mederis, Kim Kolb, Rodney Monty, Art Johnson, Reinhard Lovett, Steve Ward, Roy Clark, Kenneth Craig, Mike Edwards, Bill Langston, Peter Tomasovich, Eric Olsen, Jerry Folsom, Elaine Giannini, Sally Crass, Sandra Crass, Linda Willey, Gloria Lamb, Mary Ann Lindsey, Suzan Barde, Janet Smith, Ann Bickford, Linda Howell, Marilyn Eto, Mary Mooth, Linda Booth, Shane Mize, Marilyn Mayfield, Anita Ward, Judy Mudgett, Cheryl Honea, Paula Lamb, Carol Klages, Margaret Allen, Pam Pierce, Janice Eytcheson, Joyce Porter, Diane Dearborn, Annette Hamilton, Paula Butterfield, Cheryl Mills, Rowenna Smith, Chris Moon, Anna Zinn, Linda Rodgers, Karen Waltz Ellen Battles, Pam McGuffin, Julie Summers, Sue McKeown, Ann Snyder, and Judy Case.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Allen Rader, and Mrs. Polly Newman, all of West Covina.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Allen Botori of Bakersfield.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to his daughter, Miss Susan Way, a student at Stanford University.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 152

Senate Bill No. 358

Senate Bill No. 368

Senate Bill No. 416

Senate Bill No. 417

Senate Bill No. 438

Senate Bill No. 487

Senate Bill No. 690

Senate Bill No. 711

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 3

Senate Concurrent Resolution No. 2

Senate Concurrent Resolution No. 36

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 400

Senate Bill No. 440

Senate Bill No. 726

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Natural Resources

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Assembly Joint Resolution No. 14

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and be placed on the Consent Calendar.

FARR, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 66

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

FARR, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 329

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FARR, Chairman

Above reported bill ordered to second reading.

Committee on Military and Veterans Affairs

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which were referred:

Assembly Bill No. 777
 Assembly Bill No. 778
 Assembly Bill No. 779
 Assembly Bill No. 780
 Assembly Bill No. 781
 Assembly Bill No. 782

Assembly Bill No. 784
 Assembly Bill No. 785
 Assembly Joint Resolution No. 13
 Assembly Concurrent Resolution No. 42
 Assembly Concurrent Resolution No. 44

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

CHRISTENSEN, Chairman

Above reported bills ordered to second reading.

Above reported resolutions ordered to second reading.

Committee on Elections

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 38

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RODDA, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 41
 Assembly Bill No. 43
 Assembly Bill No. 44
 Assembly Bill No. 71

Assembly Bill No. 182
 Assembly Bill No. 380
 Assembly Bill No. 383
 Assembly Bill No. 605

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

RODDA, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 590

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

RODDA, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 36
 Senate Bill No. 493

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MILLER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 617
 Senate Bill No. 645
 Senate Bill No. 634

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

MILLER, Chairman

Above reported bills ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 789

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Chairman

MOTION TO AMEND SENATE BILL NO. 789

Senator Dolwig moved that Senate Bill No. 789 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 789—An act to add Sections 1202.2 and 1231.1 to the Public Utilities Code, relating to grade-crossing protection maintenance.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 5 to 8, and insert "in apportioning the cost of maintenance of grade-crossing protection works under Section 1202, as between the railroad or street railroad corporations and the public agencies affected, the commission shall divide such maintenance cost in the same proportion as the cost of constructing such grade-crossing protection works is divided, but the provisions of this section shall govern the allocation of such maintenance cost only if money has been appropriated for such purpose from the State Highway Fund or any other fund."

Amendment No. 2

On page 1, in lines 12 and 13, strike out "herein, to pay", and insert "herein or in Section 1231, for the purpose of paying".

Amendment No. 3

On page 1, line 14, strike out "on the basis of need as determined by the commission,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 133

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND SENATE BILL NO. 133

Senator Cameron moved that Senate Bill No. 133 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 133—An act to amend Sections 14372 and 14373 of, and to add Section 14374 to, the Revenue and Taxation Code, relating to refund of inheritance tax payments.

Bill read second time.

Motion to Amend

Senator Cameron moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "14372 and 14373 of, and to add Sec."; and strike out lines 2 and 3 of the title, and insert "13411 and 13956 of, to add Sections 13443 and 13874 to, to repeal Chapter 10 (commencing with Section 14361) of Part 8 of Division 2 of, and to add Chapter 10 (commencing with Section 14371) to Part 8 of Division 2 of, the Revenue and Taxation Code, relating to inheritance taxes."

Amendment No. 2

On page 1, line 1, strike out "14372", and insert "13411".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, between lines 2 and 3, insert

"13411. (a) In the case of a transfer made subject to a contingency or condition upon the occurrence of which the right, interest, or estate of the transferee may, in whole or in part, be created, defeated, extended, or abridged, the tax is computed as though the contingency or condition has occurred [and at] in such manner as to produce the highest rate of tax possible.

(b) Upon the occurrence of the contingency or condition after an order fixing inheritance tax has been entered in which the tax was computed at the highest rate possible pursuant to this section, the court which made the order shall, upon petition after notice to the Controller, modify said order to fix the tax due in accordance with the occurrence of the contingency or condition. The petition shall be filed within six months after the occurrence of the contingency or condition.

SEC. 2. Section 13443 is added to said code, to read:

13443. (a) If the amount of the maximum state death tax credit allowable pursuant to the federal estate tax law is later found to exceed the total amount of tax fixed by and order fixing inheritance tax theretofore made, the court which made said order shall, upon petition of the Controller after notice to the persons chargeable with any increased tax, modify it to fix the true amount of additional tax due under this article. The Controller's petition for modification may be filed at any time within six months after he has received knowledge that the federal estate tax has been finally determined.

(b) If the amount of the maximum state death tax credit allowable pursuant to the federal estate tax law is later found to be less than the total amount of tax fixed by an order fixing inheritance tax theretofore made which included an additional tax computed under this article, the court which made said order shall, upon petition by or on behalf of the persons liable for the tax fixed in said order, after notice to the Controller, modify it to fix the true amount of tax due under this article. The petition shall be filed at any time within six months after the federal estate tax has been finally determined.

SEC. 3. Section 13874 is added to said code, to read:

13874. The court which has made an order fixing inheritance tax in which the exemption provided by this article was not allowed may, upon petition after notice to the Controller, modify said order to make allowance for said exemption. The petition shall be filed within one year after the entry of said order or the decree of final distribution in the estate, whichever is later.

SEC. 4. Section 13956 of said code is amended to read:

13956. (a) In determining the value of any estate or interest to the beneficial enjoyment or possession of which there is a person presently entitled, no allowance is made on account of any contingent incumbrance on the estate or interest, nor on account of any contingency upon the happening of which the estate or interest, or some part of it, might be abridged, defeated, or diminished.

(b) Upon the taking effect of the incumbrance or the happening of the contingency after an order fixing inheritance tax has been entered in which no allowance was made pursuant to this section, the court which made said order shall, upon

petition after notice to the Controller, modify said order to fix the amount of tax due based upon the diminution in value resulting therefrom. The petition shall be filed within six months after the taking effect of the incumbrance or the happening of the condition.

SEC. 5. Chapter 10 (commencing with Section 14361) of Part 8 of Division 2 of said code is repealed.

SEC. 6. Chapter 10 (commencing with Section 14371) is added to Part 8 of Division 2 of said code, to read:

CHAPTER 10. REFUNDS

14371. Any person who has made a payment of tax to the county treasurer in excess of the amount specified in the order or orders fixing tax as finally amended or modified, and as said amount is adjusted pursuant to discount and interest provisions of this part, is entitled to a refund in the amount erroneously paid.

14372. An application for the refund shall be made to the State Controller, or shall be filed with the superior court having jurisdiction, within one year after the date of the entry of the order fixing tax or of the decree of final distribution of the estate, whichever is later.

Where application for refund is filed with the superior court, notice of the hearing together with a copy of the application shall be given to the Controller.

14373. On proof satisfactory to him that the applicant is entitled to a refund, the State Controller shall draw his warrant upon the State Treasurer in favor of the person who paid the tax in the amount erroneously paid; and the State Treasurer shall refund that amount. If an application to the Controller is denied in whole or in part, the applicant may file an application for a determination of the amount of the refund with the superior court having jurisdiction within one year after the date of the entry of the order fixing tax or the decree of final distribution of the estate, whichever is later. On proof satisfactory to it that the applicant is entitled to a refund, the court shall by order direct the State to refund to the person who paid the tax the amount erroneously paid.

Notice of the filing of such an application to the court shall be given to the Controller.

14374. No person is entitled to interest upon any refund allowed by this chapter.

14375. A judgment for a refund allowed by this chapter bears interest after the judgment becomes final and the refund is refused upon demand after such final judgment, but then only from the date of refusal.

Amendment No. 4

On page 1, strike out lines 3 to 21, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Senate Bill No. 633

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

CAMERON, Chairman

MOTION TO AMEND SENATE BILL NO. 633

Senator Arnold moved that Senate Bill No. 633 be amended, and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 633—An act to amend Sections 5900, 5980, 5981, 5988, 5989, 5991, 5992, 5993, and 6020 of, to amend the heading of Article 3 (preceding Section 5980) and Article 4 (preceding Section

6020, of Chapter 3, Part 1, Division 6 of, to repeal Sections 5983, 5984, 5985, 5986, and 5987 of, the Fish and Game Code, relating to fish screens.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate March 14, 1963, strike out lines 11 to 13, inclusive, and insert "conduits for the passage of water through power devices."

Amendment No. 2

On page 2, line 30, strike out "and thereby materially imperiling", and insert "when such passage would materially imperil".

Amendment No. 3

On page 2, line 31, after "involved", insert "and such screen or screen and bypass is economically feasible in relation to the fish resource imperiled".

Amendment No. 3.5

On page 2, line 35, strike out "of necessity".

Amendment No. 4

On page 2, strike out line 37, and insert "and the department shall not proceed under this article unless the commission makes a finding based upon substantial evidence at such".

Amendment No. 4.5

On page 2, line 38, after "exists", insert "and such screen or bypass is economically feasible in relation to the fish resource imperiled."

Amendment No. 5

On page 3, line 7, after "event", insert ", except as authorized by this section,".

Amendment No. 6

On page 3, line 9, after "conduit.", insert "The department shall make such inspection within five days or within a period of time which is mutually agreeable to the department and the owner of the conduit. The conduit may be put into operation without such screening if the nature of the use of the conduit is such that the owner would suffer irreparable damage unless the conduit is placed in operation at such time. Such operation without screening shall be limited to the period of time required to avoid such damage and no longer, and in no event shall such period of time exceed two years from the date of the final determination that such screen be installed.

Amendment No. 6.5

On page 3, line 17, after "fish.", insert "If the owner disagrees with such determinations, he may request a public hearing. The commission shall hold a public hearing and thereafter establish such determinations and the department shall not proceed under this article except in accordance with such determinations."

Amendment No. 7

On page 3, lines 33 and 34, strike out "or personal".

Amendment No. 8

On page 3, line 34, after "owner", insert "used directly in connection with the operation of the conduit".

Amendment No. 9

On page 3, line 41, after "conduit", insert "when such passage would materially imperil the fish resources in or using the water involved,".

Amendment No. 10

On page 3, line 44, strike out the second "and", and insert a comma.

Amendment No. 11

On page 3, line 45, after "installed", insert ", and the method for estimating the cost of operation and maintenance".

Amendment No. 12

On page 3, line 46, after "department", insert ". If the owner disagrees with such determinations, he may request a public hearing. The commission shall hold a public hearing and thereafter establish such determinations and the department shall not proceed under this article except in accordance with such determinations."

Amendment No. 13

On page 4, strike out lines 15 to 17, inclusive, and insert "other than those conduits for the passage of water through power devices."

Amendments read, and adopted.

Bill ordered printed, and referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 378

Reports the same back with author's amendments with the recommendation: Amend and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND SENATE BILL NO. 378

Senator O'Sullivan moved that Senate Bill No. 378 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 378—An act to amend Section 12606 of the Business and Professions Code, relating to weights and measures.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in the Senate March 18, 1963, after line 14, insert

"(f) To containers of petroleum products where the net quantity of the contents of such containers is plainly and conspicuously marked, branded or otherwise indicated on the side or top thereof."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 643

Senator O'Sullivan moved that Senate Bill No. 643 be withdrawn from Committee on Natural Resources for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 643—An act to add Sections 4016, 4017, 4018, 4019, 4100, 4105, 4106, 4107, 4108, 4150, 4153.1, 4159.5, 4161.5, 4167, 4169, and 4170 to, to add Article 2 (commencing with Section 4051) to Chapter 1 of, and to add Chapter 7 (commencing with Section 4850) and Chapter 10 (commencing with Section 4890) to, Division 4 of, to

amend Sections 4101, 4151, and 4152 of, and to repeal Sections 4105 and 4167 of, the Public Resources Code, to add Chapter 4 (commencing with Section 14500) Part 5, Division 3, Title 2 of the Government Code, to amend Section 13002 of the Health and Safety Code, to add Section 101.6 to the Streets and Highways Code, and to add Section 1817 to, and amend Section 23111 of the Vehicle Code, relating to fire prevention and control.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 14, 1963, after "4108," insert "4109, 4110,".

Amendment No. 2

On page 2, strike out lines 16 to 18, inclusive, and insert "ards. Such ordinances, rules, or regulations may be more restrictive than state statutes in order to meet local fire hazardous conditions."

Amendment No. 3

On page 3, line 8, after "dump", insert "outside of the exterior boundaries of any incorporated city".

Amendment No. 4

On page 5, strike out line 15, and insert
"(f) Every chimney or stovepipe that is attached to any fireplace, stove, or other device that burns any solid or liquid fuel shall be provided and main."

Amendment No. 5

On page 5, line 28, strike out "4108", and insert "4110".

Amendment No. 6

On page 5, line 32, strike out "at all times", and insert "during such times and in such areas as are determined to be necessary by the State Forester or the agency having primary responsibility for fire protection thereof".

Amendment No. 7

On page 5, strike out lines 33 to 35, inclusive, and insert "pole or tower which supports a switch, fuse, transformer, lightning arrester, line junction, or dead end or corner pole,".

Amendment No. 8

On page 5, strike out line 42; and in line 43, strike out "of", and insert "as a communication circuit by".

Amendment No. 9

On page 5, line 43, after the period, insert "The State Forester or the agency having primary fire protection responsibility for the protection of such areas may permit exclusions from the requirements of this section based upon the specific circumstances involved."

Amendment No. 10

On page 5, line 47, strike out "Section 4108", and insert "Sections 4108 to 4110, inclusive,".

Amendment No. 11

On page 5, line 50, after "shall", insert ", during such times and in such areas as are determined to be necessary by the State Forester or the agency having primary responsibility for the fire protection thereof,".

Amendment No. 12

On page 6, line 25, after the period, insert "The State Forester or the agency having primary responsibility for the fire protection of such areas may permit exclusions from the requirements of this section based upon the specific circumstances involved."

Amendment No. 13

On page 6, line 43, after "4108," insert "No clearing to obtain line clearance is required when self-supporting aerial cable is used, except that forked trees, leaning

trees, and any other growth which may fall across the line and break it shall be removed.

SEC. 13.1. Section 4109 is added to said code, to read:

4109. A person is not required by Section 4106 or 4107 to maintain any clearing on any land where such person does not have the legal right to maintain such clearing, nor do such sections require any person to enter upon or to damage property which is owned by any other person without the consent of the owner of the property.

SEC. 13.2. Section 4110 is added to said code, to read:
4110."

Amendment No. 14

On page 7, line 30, strike out "A", and insert

"In those areas of the State which are classified as state responsibility lands for fire protection purposes and in those areas receiving fire protection by the State Forester by contract, a".

Amendment No. 15

On page 7, line 46, after "land", insert a period.

Amendment No. 16

On page 9, line 27, strike out "inches", and insert "of an inch".

Amendment No. 17

On page 9, line 30, after "cycles", insert a comma.

Amendment No. 18

On page 9, lines 33 and 34, strike out "mufflers, spark arresters, tailpipes or piping", and insert "spark arresters".

Amendment No. 19

On page 9, lines 36 and 37, strike out "contact or".

Amendment No. 20

On page 10, line 14, after "materials", insert ", excluding those devices regulated by Section 4165 of this code".

Amendment No. 21

On page 10, line 42, after "State," insert "excluding those areas for which the State Forester has contracted forest fire protection to another agency of government,".

Amendment No. 22

On page 10, line 49, after "State", insert "and its employees".

Amendment No. 23

On page 11, line 6, strike out "solely".

Amendment No. 24

On page 11, line 8, after "fires", insert "and the risks and possible damage involved in conducting such burning".

Amendment No. 25

On page 11, line 9, strike out "of the Division of Forestry."; strike out lines 10 to 12, inclusive; and in line 13, strike out "work of the division," and insert "under the supervision of the State Forester which are authorized to be utilized for fire prevention or suppression purposes".

Amendment No. 26

On page 11, line 35, strike out "in the name of the State of California and".

Amendment No. 27

On page 12, line 19, after the period, insert "The State Board of Forestry shall establish standards, based upon its determination of conditions which create an unreasonable hazard to life or property from fire, for what constitutes a hazardous condition in those instances not covered by state law. Such standards shall be established for each of the division's administrative districts after public hearing for which ample publicity is given."

Amendment No. 28

On page 13, line 41, after the period, insert "All meetings of the committee shall be open and public and all persons shall be permitted to attend any meeting of the committee."

Amendment No. 29

On page 14, strike out lines 32 to 36 inclusive, and insert "highways signs which indicate the maximum penalty which may be prescribed for throwing or discharging any litter or any flammable or".

Amendment No. 30

On page 14, strike out lines 38 to 41, inclusive, and insert "hess or residence district. County road commissioners shall place such signs along roads for which they are responsible."

Amendment No. 31

On page 14, line 51, after "vehicle", insert ", and a copy thereof to the Division of Forestry,".

Amendment No. 32

On page 15, lines 17 and 18, strike out "from any motor vehicle".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Murdy:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, March 29, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Assembly Bill No. 2025—An act to add Section 16410 to the Education Code, relating to school property, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR MURDY

Recommendation of Committee on Rules

SENATE CHAMBER, March 29, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Murdy:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Assembly Bill No. 2025.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Strienn, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

RESOLUTIONS

The following resolution was offered :

By Senator Petersen :

Senate Resolution No. 109

Relative to State Highway Route 29 in Lake County

WHEREAS, Highway 29 in the St. Helena Mountain area of Lake County is heavily traveled the year around, and especially during the spring and summer months, by tourists and vacationists from other areas; and

WHEREAS, This heavy traffic constitutes a hazard to all public travel in Lake County and domestic travel such as schoolbus travel and resident travel on the road; and

WHEREAS, The establishing of a low level highway route into the St. Helena Mountain area of Lake County will provide a safe and reasonable road to travel where life and property of the local residents and traveling public are adequately protected; and

WHEREAS, A low level highway into the St. Helena Mountain area will benefit not only local residents but also travelers to the area by providing a better access road; now, therefore, be it

Resolved by the Senate of the State of California, That the Division of Highways, Department of Public Works, is requested to make immediate studies as to the feasibility of establishing a low level highway route in the County of Lake on Highway 29 in the St. Helena Mountain area; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a copy of this resolution to the Director of Public Works.

Resolution read, and referred to Committee on Transportation.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 534—An act to amend Sections 7009 and 7010 of, and to add Section 7011.5 to, the Welfare and Institutions Code, relating to care of persons in state mental institutions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 450—An act to repeal Section 6650.5 of the Welfare and Institutions Code, relating to state hospitals.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 577—An act to add Section 5783.11 to the Public Resources Code, relating to the Lucerne Recreation and Park District.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 775—An act to amend Section 18011 of, and to add Section 18004.3 to, the Health and Safety Code, relating to mobile-homes and mobilehome parks.

Bill read second time.

Motion to Re-refer Senate Bill No. 775

Senator Miller moved that Senate Bill No. 775 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 667—An act to add Division 4.5 (commencing with Section 3100) to, and to amend Sections 3280, 4289, 5248 and 7239, of the Streets and Highways Code, relating to special assessments.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2 of the printed bill, between lines 46 and 47, insert:

"The size of each sheet of the map shall be 18 by 26 inches. A marginal line shall be drawn completely around each sheet, leaving an entirely blank margin of one inch. The scale of the map shall be large enough to show all details clearly and enough sheets shall be used to accomplish this end. The particular number of the sheet and the total number of sheets comprising the map shall be stated on each of the sheets, and its relation to each adjoining sheet shall be clearly shown."

Amendment No. 2

On page 3, line 2, strike out "for record".

Amendment No. 3

On page 3, strike out all of line 7, and insert "and shall fasten the same securely in a book of maps of assessment districts which he shall keep in his office. The recorder shall index".

Amendment No. 4

On page 3, in line 8, strike out the first "of".

Amendment No. 5

On page 3, in line 16, strike out "for record".

Amendment No. 6

On page 3, in lines 25 and 26, strike out "for record".

Amendment No. 7

On page 3, in lines 27 and 28, strike out "note such filing in the index of maps of assessment districts", and insert "index the same".

Amendment No. 8

On page 3, in line 33, strike out "for record".

Amendment No. 9

On page 3, in line 34, after "district", insert "with the county recorder".

Amendment No. 10

On page 3, in line 46, strike out "for record".

Amendment No. 11

On page 4, line 7, strike out "27361", and insert "27380".

Amendment No. 12

On page 4, between lines 8 and 9, insert:

"3118. If any proceedings are abandoned by the legislative body, the clerk of the legislative body shall give written notice of such abandonment to the county recorder. When, by reason of payment, sale or foreclosure, or operation of any statute of limitations, all liens resulting from any particular assessment have been terminated or are otherwise unenforceable, the street superintendent, or the treasurer of the city, in the event bonds shall have been issued to represent unpaid special assessments, shall give written notice thereof to the county recorder.

The county recorder at any time may mail written demand to said clerk, street superintendent and treasurer requiring that the county recorder be given notice as to whether any proceeding shall have been abandoned and whether all liens resulting from any assessment shall have been terminated or become unenforceable. Said demand shall designate the particular district or districts as to which notice is required and shall specify a terminal date (which shall be not less than 90 days after the date of mailing such demand) for receipt by the county recorder of said notice.

3119. The county recorder shall remove from his records and destroy any map of an assessment district and any certificate of confirmation of assessment appended thereto and shall note such fact in the index:

(a) Upon receipt of written notice either (i) from the clerk of the legislative body that a particular proceeding has been abandoned or (ii) from the street superintendent or treasurer that all liens resulting from a particular assessment have been terminated or otherwise become unenforceable; or

(b) Upon the terminal date specified in a written demand by the county recorder and the failure of said clerk, street superintendent or treasurer to give the county recorder written notice that, as to the particular district or districts designated in said demand, the proceedings have not been abandoned or the liens resulting from the assessment have not been terminated or become enforceable."

Amendment No. 13

On page 4, line 16, strike out "for record".

Amendment No. 14

On page 4, line 23, strike out "for record".

Amendment No. 15

On page 4, line 43, after "roll", insert a period.

Amendment No. 16

On page 5, strike out lines 12 to 38, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 669—An act to amend Sections 5125, 5130, 5180, 5190, 5191, 5222, 5242, 5249, 5254.5, 5300, 5301, 5302, 5341, 5503, 5506, 6447 and 6460 of, and to amend and renumber Sections 5119 and 5360.1 of, and to add Sections 5126, 5231.1, 5232.1, 5360.2 and 5374.1 to, and to repeal Sections 5015, 5016, 5017, 5340, 5375, 5582 and 5583 and Chapter 14 (commencing with Section 5315) of Part 3 of Division 7 of, the Streets and Highways Code, relating to special assessments.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "5130", insert "5132.1".

Amendment No. 2

In line 2 of the title, after "5506," insert "5872,".

Amendment No. 3

In line 4 of the title, after "5360.2", insert "5873".

Amendment No. 4

On page 5, in lines 8 and 9, strike out "notice inviting sealed proposals or bids", and insert "plans or specifications".

Amendment No. 5

On page 5, line 12, strike out "if received prior to confirmation of the assess"; strike out all of lines 13 to 16, inclusive, and insert "shall be applied as follows:

(1) If received prior to confirmation of the assessment, such moneys shall be applied as a contribution against the assessment.

(2) If received after the confirmation of the assessment, such moneys shall be applied in the manner provided in Section 5132.1 for the disposition of excess acquisition funds.

(3) If a contribution has theretofore been made or ordered by any agency, the legislative body may order a refund to the contributing agency in the proportion which said contribution bears to the total costs and expenses of the work."

Amendment No. 6

On page 6, line 18, strike out "in the city treasury", and insert "with the city".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 7

On page 9, between lines 42 and 43, insert

"SEC. 33. Section 5132.1 of said code is amended to read:

5132.1. In the event that the proceedings include any acquisition and the actual cost of the acquisition as finally determined is less than the amount included in the assessment as the cost of such acquisition, such excess may be spent as the legislative body may thereafter determine, either for the maintenance or repair of the work or improvement, or such excess shall be refunded or credited in proportion to the amount of the assessments that were levied for such acquisition cost, as follows:

(a) Where the assessment and all installments thereof and all interest and penalties due thereon have been paid, such refund shall be returned in cash to the person who paid the corresponding assessment or installment, upon his furnishing satisfactory evidence of such payment [be made to the owner of the land upon which the assessment was levied, as such owner appears from the last equalized assessment roll at the time the refund is made].

(b) Where the assessment or any installment thereof is unpaid, the credit shall be applied upon such assessment or upon the earliest unpaid installment of principal and interest.

In the event the legislative body determines that such excess shall be used for maintenance or repair, the legislative body shall establish a separate fund of such excess and shall use the same solely for said purpose.

SEC. 34. Section 5872 of said code is amended to read:

5872. This chapter constitutes a separate and alternative procedure for performing the work specified herein, and *except as otherwise provided in this chapter, no other provision of this division shall apply to proceedings instituted hereunder.* The "Special Assessment Investigation, Limitation and Majority Protest Act of 1931" shall not apply to any proceedings taken under this chapter.

SEC. 35. Section 5873 is added to said code, to read:

5873. As used in this chapter, "cost," "construction cost," or variants thereof, means and includes both the actual cost of construction of the work and any incidental expenses, as defined in Section 5025."

Amendment No. 8

On page 9, line 43, strike out "33", and insert "36".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 678—An act to add Chapter 4.5 (commencing with Section 10350 to Division 12, and to repeal Sections 10312, 10313, 10314, 10315 and 10316, of the Streets and Highways Code, relating to changes in special assessment proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "10312,".

Amendment No. 2

On page 1, line 14, strike out "ordered to be made or acquired", and insert "proceedings".

Amendment No. 3

On page 1, line 18, after the first comma, insert "or in the proceedings,".

Amendment No. 4

On page 2, strike out lines 3 to 10, inclusive, and insert "10352. All changes shall be made on notice and hearing as herein provided, except changes may be made:

- (a) At the hearing on the report, which:
- (1) Reduce the total amount of the assessment;
- (2) Eliminate a portion of the work or provide a substitution therein without increasing the cost of any assessment by reason thereof or substantially affecting the distribution of benefits from the work; or
- (3) Eliminate a portion of the assessment district without increasing the amount of any assessment by reason thereof or substantially affecting the distribution of benefits from the work; and
- (b) At any time after the improvements are ordered and during the pendency of the proceedings, which:
- (1) Reduce the total amount of the assessment; or
- (2) Provide for the elimination or addition of work or substitutions therein, though they result in an increase in some assessments, provided that the owners of the property affected request in writing that the changes in the work and in the assessments be made."

Amendment No. 5

On page 2, line 11, after the comma, insert "other than as provided in Section 10352,".

Amendment No. 6

On page 2, line 28, after the comma, insert "or to increase any assessment,".

Amendment No. 7

On page 2, line 31, after "territory", insert ", or whose assessment is increased,".

Amendment No. 8

On page 3, strike out line 21.

Amendment No. 9

On page 3, line 29, strike out "SEC. 3", and insert "SEC. 2".

Amendment No. 10

On page 3, line 45, strike out "SEC. 4", and insert "SEC. 3".

Amendment No. 11

On page 4, line 1, strike out "SEC. 5", and insert "SEC. 4".

Amendment No. 12

On page 4, line 8, strike out "SEC. 6", and insert "SEC. 5".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

THIRD READING OF SENATE BILLS

Senate Bill No. 388—An act to add Article 6 (commencing with Section 11280) to Chapter 3 of Division 10 of the Health and Safety Code, relating to pharmacists' records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senator Way Presiding

At 11.25 a.m., Senator Howard Way of the 32d Senatorial District, presiding.

Senate Bill No. 389—An act to amend Sections 11500, 11500.5, 11501, 11502, 11502.1, 11530, 11530.5, 11531, 11532, 11540 and 11557 of the Health and Safety Code, relating to prior narcotic convictions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 418—An act to add Section 8598.5 to the Water Code, relating to sale of lands by the Reclamation Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 390—An act to amend Section 487 of the Penal Code, relating to grand theft.

Bill read third time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 24, of the printed bill, as amended in Senate March 27, 1963, after "real", insert "or".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 285—An act to add Section 1481.5 to the Education Code, relating to school district organization.

Bill read third time, and presented by Senator Rees.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Bradley, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 440—An act to amend Sections 6702 and 7102 of, and to add Article 5 (commencing with Section 7300) to Chapter 10, Part 1, Division 2 of, the Financial Code, relating to savings and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy,

Miller, Murdy, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 438—An act to add Article 5 (commencing with Section 10506) to Chapter 5, Part 2, Division 2 of the Insurance Code, relating to pension, retirement and profit-sharing plans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Sturgeon, Way, and Williams—27.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 2025

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

O'SULLIVAN, Chairman

Request for Unanimous Consent

Senator O'Sullivan asked for, and was granted, unanimous consent to take up Assembly Bill No. 2025, at this time, for consideration.

CONSIDERATION OF ASSEMBLY BILL NO. 2025

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator O'Sullivan:

Resolved, That Assembly Bill No. 2025 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Christensen, Cobey, Collier, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—31.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF ASSEMBLY BILL NO. 2025

Assembly Bill No. 2025—An act to add Section 16410 to the Education Code, relating to school property, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Assembly Bill No. 2025—An act to add Section 16410 to the Education Code, relating to school property, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator O'Sullivan.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 434—An act to amend Section 34011 of the Vehicle Code, relating to transportation of flammable liquids.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 490—An act to add Section 597 to the Streets and Highways Code, relating to state highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 518—An act to amend Sections 256 and 2156 of the Streets and Highways Code, relating to reports to the Legislature on highways, streets and roads.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 614—An act to amend Section 8191 of the Streets and Highways Code, relating to separation of grade districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 650—An act to amend Section 28144 of the Government Code, relating to compensation for public service in counties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 759—An act to add Section 25102.1 to the Government Code, relating to county boards of supervisors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 720—An act to add Section 22(a) to, and to amend Section 23 of, the Fresno Metropolitan Flood Control Act (Chapter 503, Statutes of 1955), relating to the Fresno Metropolitan Flood Control District, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 719—An act to amend Section 24002, and to repeal Section 24754, of the Education Code, relating to state colleges.

Motion to Re-refer Senate Bill No. 719

Senator Miller moved that Senate Bill No. 719 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 326—An act to repeal Section 13357 of the Vehicle Code, relating to driver's license.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 459—An act to amend Section 12817 of the Vehicle Code, relating to drivers' licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 461—An act to amend Sections 310 and 12500 of the Vehicle Code, relating to driver's license.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 510—An act to amend Section 16027 of the Vehicle Code, relating to security following accident.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 540—An act to amend Section 12814 of the Vehicle Code, relating to drivers' licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 550—An act to amend Section 24603 of the Vehicle Code, relating to stop lamps on vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 551—An act to amend Sections 25100 and 25101 of the Vehicle Code, relating to display of side-marker and clearance lamps on vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 616—An act to amend Section 13361 of the Vehicle Code, relating to drivers' licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 814—An act to add Section 27463.5 to the Government Code, relating to coroners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy,

Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.
 NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 483—An act to amend Sections 455, 466, 562, 613, and 682 of, and to repeal Section 580 of, the Agricultural Code, relating to dairy products and imitation dairy products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.
 NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 602—An act to add Section 639.1 to the Agricultural Code, relating to whipped cream mix or cream topping mix.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—33.
 NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1080: By Senator Teale—An act to add Sections 3810, 3811, and 3813 to the Public Utilities Code, relating to highway carriers.

Referred to Committee on Transportation.

Senate Bill No. 1081: By Senator Dolwig—An act to amend Sections 1800 and 1801 of, to amend and renumber Sections 1802, 1803, 1804, 1805, 1806, 1807, 1808, 1809 and 1809.1 of, to repeal Section 1810 of, and to add Sections 1802, 1803, 1804, 1805, 1815, 1816, 1817, 1818, 1819, 1820, 1821, 1822, 1823, 1824, 1825 and 1826 to, the Financial Code, relating to transmission of money abroad, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1082: By Senator Short—An act to add Sections 1625.5 and 2305.5 to the Welfare and Institutions Code, relating to care of children and aged persons.

Referred to Committee on Social Welfare.

Senate Bill No. 1083: By Senator Sturgeon—An act to amend Section 425 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 1084: By Senator Miller—An act to amend Section 18950 of the Government Code, relating to promotional examinations in the state civil service.

Referred to Committee on Governmental Efficiency.

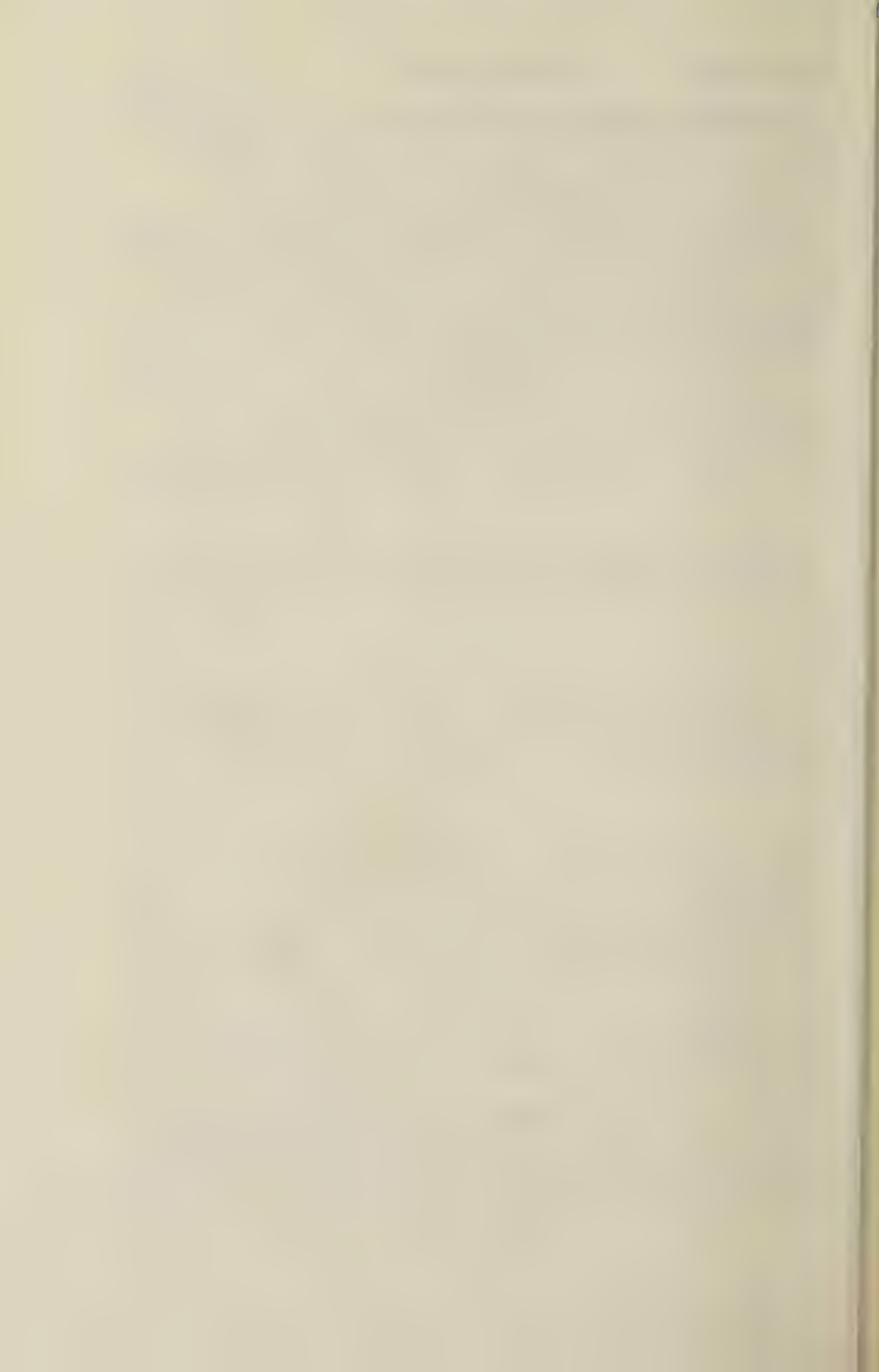
Senate Bill No. 1085: By Senators O'Sullivan and Cobey—An act to add Chapter 9 (commencing with Section 12960) to Part 6 of Division 6 of the Water Code, relating to water projects, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

ADJOURNMENT

At 12.07 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, April 1, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SECOND LEGISLATIVE DAY

SIXTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, April 1, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord and Giver of Life, As all things blossom anew in the perennial rebirth of spring, may we too find new courage and new joy these glorious days—a new life that will be to us an inexhaustible spring of strength, integrity, and dedication.
AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Geddes led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Teale, on motion of Senator McCarthy, on legislative business.

Senator McAteer, on motion of Senator Sedgwick, on legislative business.

Senator Stiern, on motion of Senator Cameron, on legislative business.

Senator Gibson, on motion of Senator Cameron, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. Eugene Aiches of Santa Barbara.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of James Lick Junior High School of San Francisco: Mr. William Graziani and Mr. Salvatore Solina. *Students*—Christine Campos, Eric Christensen, Michele Chursen, Ruth Bicknell, Paula Levine, Robin Eickman, Denis Lopez, Brenda Harper, Mike Cronk, John Fortunio, Al Kovalick, Janie Lindsey, Barbara Schwarzenberger, Pat Souza, Michele Nardie, Ralph Gibbs, Bill De Walt, Irene Larson, John Groh, Maria Mulder, Don Armour, Anna Fong, Pedro Garcia, James Pittman, Stephanie Meszaros, Margo Patropulos, Janice Sanz, Kathy Downey, Ray Archer, John Bitrick, Miriam Kumjian, Steve Williams, Alice Rodriguez, Leonard Mora, Yvonne Becerra, Frances Dragges, Vesma Grinfelds, Aiko Lanier, Mary Sheets, and Judy Whelan.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. M. C. Kennedy of Kensington, California.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Wishard Brown, publisher of the *San Rafael Independent Journal* of San Rafael.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Edward Goggin of Oakland.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Hall, Mrs. Glenn Klineman, and Mrs. Blanche Hansen, all of Sebastopol.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of John Muir Junior High School of San Leandro: Mr. Tom Watts, Miss Margaret Alexander, Mr. Ed McIntosh, and Mrs. Marjorie Camp. *Students*—Linda Messenger, Rosalie Giorsetto, Mike Freitas, Marvin Koberi, Floyd Michelson, Mike Silva, Mike Nelson, Richard Lewis, Richard Lewin, Pam Albers, Mike Gibson, Karen Edwards, Bruce MacDonald, Brian Winter, Janet Hartsfield, Steve Trager, Judy Dewsnup, Marie Slater, Patty Smith, Sharline Steffen, Robert Welsh, Laura Spaulding, Craig Neal, Rosmarie Gonzales, Judy Bishop, Fred Gilmore, Beverley Wilson, Linda Rabourn, Beverley Boggs, Carl Webb, Dianna Brotherson, Julie Fishman, Barbara Isom, Tony Olivas, Glenn Rosaen, Ronald Johnson, Carol Rost, Lynn Crissiman, Margie Gaudinier, Karen Orr, Sandra Schultz, Linda Jordan, Raymond Miller, Brian Crane, Linda Almond, Judy Beard, Shirley Baptiste, Jill Kaiser, Coleen Shamrock, Carolyn Arthur,

Sandra Kinney, John Rizzo, Bobby Gomes, Raul Velasquez, Roy Bailey, Leslie Larsen, Steve Velez, Jim Carey, Grenda Gonsalves, Linda Webb, John Preston, Sid King, Gary Harter, Daniel Johnese, Steve Sims, Paul Merrick, John Salsedo, Donald Breeding, Gerald Cohn, Douglas Walsh, Sandra Ornellas, Michael Henderson, Tim George, Steve Wide-man, Debbie Currier, Susan Ellis, Sharron Wajdovitch, Carol Westphal, Terry Williams, Elaine Gray, Martha Velasquez, Bob Nishamen, Carol Truex, Elaine Wallace, Joyce Bodle, Paul Quinlan, Shiela Moitozo, and Jun Kishi.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Stone Corral School and Lovell School of Visalia: *Adults*—Miss Josie Garcia, Mrs. Alice Suyeda, Mrs. Sally Chavez, Mr. Darwin Stoops, Mr. William Melton, superintendent; Mr. Jack Price, Lovell principal; Mr. Vernon Nepstad, and Mrs. Marie Shiba, Lovell. *Students, Lovell School*—Marti Shiba, Yvonne Ananian, Rudy Carrillo, Larry Ray, Ruben Becerra, Dana Blair, Ernestine Castillo, Henrietta Garcia, Albert Jacques, Manuel Lara, Hope Martinez, Bobby Suyeda, Daniel Villanueva, Pepe Gonzales, Jane Estrada, Mickie Castillo, Isidro Gradillas, Gilbert Martinez, Olivia Sandavol, Richard Suyeda, Peter Villolobos, and Louis Villanueva.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Santa Margarita Union School District: *Teacher*—Mr. O. Paul Anderson. *Chaperones*—Mrs. Laura Miller, Mrs. Pearl Wolski, Mrs. Lucille Deputy, Mrs. Marion Warner, Mr. Joseph McKusick, and Mr. Duane Fiscis. *Students*—Jesse Arthurs, Larry Briliante, David Deering, Robert Dillon, Juan Gomez, Chad Harris, Rod Hastie, Johnny Johnston, LeRoy McKusick, Monty Perry, Joe Pratt, Glen Warner, Mike Wolski, Patricia Deputy, Linda Fenwick, Theresa Garcia, Erma Guerrero, Karen Megilligan, Charlene Miller, Kathleen Ramos, Gail Sabin, Darlene Sewell, and Margaret Sewell.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard Orey of Chula Vista; and Mrs. J. J. Balluff of Pasadena.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joan Fahey of Riverside.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Gratton Elementary School of Denair, Stanislaus County: *Adults*—Lee Brooks, Bess Tavernas, and Mino Tavernas. *Students*—Judy Anderson, Larry Hein, Clint Jensen, David Pearson, Betty Perry, Manuel Perry, James Tavernas, Linda Walton, and John Yohanon.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of El Nido Elementary School District of El Nido: *Parents*—Mr. and Mrs. Kenneth Brown, Mrs. Evelyn Mello, Mrs. Geneva Bollinger, Mrs. Wanda Hooper, Mrs. Deressia Williams, Mrs. Joe

Rosa, Mr. and Mrs. Richard Hauff, Mrs. Maria Escobar, Mrs. Maria Brum, Mrs. Altha May Calhaun, and Mr. Kenneth Groefsema. *School staff*—Mr. Kenneth Finlayson, Principal; and Mrs. Carmen Esteves, Secretary. *Grade eight students*—Barbara Blair, Sharan Bollinger, Darlene Brown, Eldina Brum, Pamela Hauff, Louise Hewitt, Christine Mello, Barbara Jean McGuire, Judy Hall, Ronald Cane, Laurence Correia, Keith Hooper, Cliff Howard, and Wayne Williams. *Grade seven students*—Dorothy Blair, Carol Cane, Kathleen Hancock, Priscilla Hauff, Brenda Smith, Jerry Almond, Lemoine Cansler, Henry Escobar, Curtis Fletcher, Bruce Groefsema, James Gudgel, James Hollis, Tom Mullins, Joe Rosa, Jeff Tasse, and George Williams.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gene Carnes, principal; and the following students of Johnson Joint Elementary School of Turlock: Carol Baker, Barbara Boyd, Linda Boyd, Sheila Calvin, Wade Falany, Perry Frago, Sharlene Frago, Ted Green, Dawna Hawksworth, Jean Hill, Bonnie Hillsamer, Rickey Hillsamer, Jon Holderfield, Carol Mahler, Cathy Patacsil, John Plett, Barbara Ruark, Beverly Warkentin, Cheryl Wilson, and Robert Ormonde.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ruth W. Fuller, who worked in Engrossing and Enrolling some 30 years ago, and who now resides in Fort Bragg; Mrs. C. O. Balaam of Sacramento; and Dean McCann of San Jose.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William R. Cranfill of Martell, and Mr. Robert E. Cranfill of Martell.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 1, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1253

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

ASSEMBLY CHAMBER, April 1, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 106
Senate Bill No. 121
Senate Bill No. 151

Senate Bill No. 155
Senate Bill No. 454

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 1, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Bill No. 154

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By J. D. DRISCOLL, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, April 1, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 153
Assembly Bill No. 270
Assembly Bill No. 823
Assembly Bill No. 1090
Assembly Bill No. 1259
Assembly Bill No. 1260
Assembly Bill No. 1261

Assembly Bill No. 1262
Assembly Bill No. 1263
Assembly Bill No. 1352
Assembly Bill No. 1353
Assembly Bill No. 1354
Assembly Bill No. 1365

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 153—An act to repeal Article 3 (commencing with Section 27601) of Chapter 4, Division 20 of, and to add Article 3 (commencing with Section 27601) to Chapter 4, Division 20 of, the Education Code, relating to library districts.

Referred to Committee on Education.

Assembly Bill No. 270—An act to amend Section 2984 of the Civil Code, relating to automobile sales financing.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 823—An act to add Section 24352.8 to the Health and Safety Code, relating to air pollution control districts.

Referred to Committee on Local Government.

Assembly Bill No. 1090—An act to add Section 16555.5 to the Education Code, relating to emergency public use of school property and equipment.

Referred to Committee on Education.

Assembly Bill No. 1259—An act to amend Section 26883 of the Government Code, relating to audits performed by counties.

Referred to Committee on Local Government.

Assembly Bill No. 1260—An act to amend Section 29853 of the Government Code, relating to county warrants.

Referred to Committee on Local Government.

Assembly Bill No. 1261—An act to amend Section 925 of the Penal Code, relating to grand juries.

Referred to Committee on Local Government.

Assembly Bill No. 1262—An act to amend Section 29802 of the Government Code, relating to county warrants.

Referred to Committee on Local Government.

Assembly Bill No. 1263—An act to amend Section 27063 of the Government Code, relating to county treasurer's reports.

Referred to Committee on Local Government.

Assembly Bill No. 1352—An act to add Sections 5782.7.1 and 5782.7.2 to the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1353—An act adding Section 24227.5 to the Health and Safety Code, relating to officers and employees of air pollution control districts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1354—An act to amend Section 2d of the Los Angeles County Flood Control Act (Chapter 755, Statutes of 1915), relating to officers and employees of the Los Angeles County Flood Control District.

Referred to Committee on Local Government.

Assembly Bill No. 1365—An act to amend Section 21304 of the Education Code, relating to use of revolving cash funds.

Referred to Committee on Education.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 1, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 30

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Joint Resolution No. 30—Relative to the establishment of a John Muir National Monument.

Referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE RULES COMMITTEE
SENATE CHAMBER, STATE CAPITOL
April 1, 1963

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

THOMAS W. BRADEN, a resident of Oceanside; Publisher of the Oceanside Blade Tribune; was educated at Dartmouth College; member of the State Board of Education since February 16, 1959;

Member, State Board of Education, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

WILLIAM A. NORRIS, a resident of Pasadena; was educated at Princeton University and graduated with high honors; received Bachelor of Laws degree from Stanford University; member of the State Board of Education since June 23, 1961;

Member, State Board of Education, vice self, term expired, for the term prescribed by law, ending January 15, 1967;

has had the same under consideration and reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

Motion to Set Special Order

Senator Burns moved that the consideration of the above appointments by the Governor be made a special order of business for Wednesday, April 3, 1963, at 3.30 p.m.

Motion carried.

SENATE RULES COMMITTEE
SENATE CHAMBER, STATE CAPITOL
April 1, 1963

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

ALFRED PAYNE SMITH, a resident of San Francisco; partner in the insurance firm of Holtemann, Ord and Smith of San Francisco; member of the Contractors' State License Board since January 17, 1962;

Member, Contractors' State License Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

WILLIAM P. ELSE, a resident of La Jolla; member of the Fish and Game Commission since October 3, 1956;

Member, Fish and Game Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1969.

MRS. MAXWELL E. GREENBERG, a resident of Beverly Hills; was graduated from the University of California at Los Angeles in 1946 with a major in sociology and was a Phi Beta Kappa; received her master's degree in psychology from the Harvard Graduate School of Education in 1949; Member, Social Welfare Board since June 16, 1961;

Member, Social Welfare Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

JOHN P. ELSBACH, a resident of Los Angeles; member of the State Park Commission since June 9, 1961;

Member, State Park Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

JOHN M. ANNAND, a resident of Los Angeles; member of the Small Crafts Harbor Commission since April 3, 1962;

Member, Small Crafts Harbor Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

LIM P. LEE, a resident of San Francisco, member of the California Veterans Board since January 24, 1961;

Member, California Veterans Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

ARTHUR T. LUDDY, a resident of Sacramento; salesman for California-Western States Life Insurance Company; member of the California Highway Commission since February 10, 1959;

Member, California Highway Commission, vice self; term expired, for the term prescribed by law, ending January 15, 1967.

ROGER S. WOOLLEY, a resident of Rancho Santa Fe; Attorney at Law in San Diego; member of the California Highway Commission since March 18, 1959;

Member, California Highway Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

ROLLIN LEE MCNITT, JR., a resident of Whittier; a Stanford Graduate; Attorney at Law; President of the Rose Hills Memorial Park; a director of the National Association of Cemeteries; Director of the Interment Association of California; Director of the Western Cemetery Alliance; member of the Cemetery Board since May 20, 1961;

Member, Cemetery Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

HARRY W. FALK, JR., a resident of Ukiah; a member of the Ukiah law firm of Falk, Johnson & Cleland; member of the State Athletic Commission since January 18, 1957;

Member, State Athletic Commission, vice self, term expired, for the term prescribed by law, ending January 1, 1967.

THOMAS H. RODGERS, a resident of Ventura; Vice President of Chanslor-Western Oil Development Company; member of the State Mining Board since July 17, 1959;
Member, State Mining Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

EDMOND F. BROVELLI, a resident of Napa; President of the Basalt Rock Company, Incorporated; member of the State Mining Board since March 27, 1962;
Member, State Mining Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

PAUL S. MERCURIO, a resident of Carmel; owner of the Pine Inn Barber Shop, Carmel; member of the State Board of Barber Examiners since December 5, 1960;
Member, State Board of Barber Examiners, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

WILLIAM E. NISSEN, a resident of West Covina; Secretary-Treasurer of Retail Milk Drivers and Salesmen, Local Union No. 441; member of Alexander Hamilton Lodge 535; Al Malaikah Temple, and Peace Officers; Shrine Club;

Member, Motor Vehicle Pollution Control Board, vice Theodore Merrill, resigned, for the term prescribed by law, ending July 1, 1963.

BART LYTTON, a resident of Holmby Hills; a graduate of the University of Virginia; President of Lytton Financial Corporation; President and Chairman of the Board of Lytton Savings and Loan Association;

Member, Motor Vehicle Pollution Control Board, vice Robert L. Osborne, resigned, for the term prescribed by law, ending July 1, 1964.

D. N. SCHNEIDER, a resident of Fullerton; owner of D. N. Schneider Construction Company; President of Schneider Homes, Inc.; secretary and a director to the Home Builders Council of California, Inc.; President of the Residential Builders Council of the Building Contractors Association; was awarded the 1961 Meritorious Award of the Building Contractors Association and the Executive Committee Award of the organization in 1959 and 1961;

Member, Contractors' State License Board, vice Forest D. Pugh, resigned, for the term prescribed by law, ending January 15, 1964.

MARTIN MATICH, a resident of Colton; graduated from the University of Notre Dame with a degree in civil engineering; has been president of the Matich Corporation of Colton since 1959; former mayor of Colton; past president of the Southern California Chapter of Associated General Contractors;

Member, Contractors' State License Board, vice Mrs. Edith Chambers, term expired, for the term prescribed by law, ending January 15, 1967.

NORMAN G. LARSON, a resident of North Hollywood; member of the California Aeronautics Board since January 24, 1951;

Member, California Aeronautics Board, vice self, term expired, for the term prescribed by law, ending December 31, 1966.

J. WALTER SCHAEFER, a resident of Los Angeles; member of the California Aeronautics Board since October 27, 1959;

Member, California Aeronautics Board, vice self, term expired, for the term prescribed by law, ending December 31, 1966.

ELTON BROMBACHER, a resident of El Cerrito; member of the Fair Employment Practice Commission since September 30, 1959;

Member, Fair Employment Practice Commission, vice self, term expired, for the term described by law, ending September 18, 1966.

GEORGE C. FLEHARTY, a resident of Fresno, former Mayor of Redding; former member of the California Water Commission; served on the Recreation Commission in 1959;

Member, State Park Commission, vice Joseph C. Houghteling, resigned, for the term prescribed by law, ending January 15, 1967.

BEN COLE, a resident of Porterville; employee of a men's wear firm in Porterville; past president and director of the 20-30 club; director of the Porterville Chamber of Commerce; director of the Rotary Club; Chairman of the Retail Merchants Committee of the Porterville Chamber of Commerce;

Member, Board of Trustees, Porterville State Hospital, vice John Harry Bradley, M.D., term expired, for the term prescribed by law, ending four years from the date of confirmation.

ROBERT BROWNING, M.D., a resident of Visalia; was graduated from the Los Angeles College of Osteopathic Physicians and Surgeons; has been in private practice in Visalia since 1944; member of the Visalia Optimist Club; member of the California Osteopathic Association; President of the Tulare County Osteopathic Society; Member, Board of Trustees, Porterville State Hospital, vice Jack E. Letsinger, resigned, for the term prescribed by law, ending four years from the date of confirmation.

H. FRANK HALLFORD, a resident of Porterville; majored in economics at the University of Southern California; retired from the retail grocery business; former vice mayor of the City of Porterville; past director of the Porterville Chamber of Commerce;

Member, Board of Trustees, Porterville State Hospital, vice Otto E. Sargent, resigned, for the term prescribed by law, ending four years from the date of confirmation.

THOMAS N. SAUNDERS, a resident of Berkeley; a graduate of the University of California; former safety engineer in the San Francisco office of the California Casualty Indemnity Exchange; former Chief of the Division of Industrial Safety in the Department of Industrial Relations;

Member, Industrial Accident Commission, vice John A. Bohn, resigned, for the term prescribed by law, ending January 15, 1965, appointed February 27, 1963.

JOSEPH G. KENNEDY, a resident of San Francisco; graduated from Swift Memorial College and received his Bachelor of Laws degree from Hastings College of Law; joined the staff of the San Francisco Public Defender in 1955; active in the Family and Service Agency of San Francisco, Booker T. Washington Community Center, the Urban League, and the National Association for the Advancement of Colored People;

Member, Industrial Accident Commission, vice Elton Lawless, resigned, for the term prescribed by law, ending January 15, 1967.

MILTON G. GORDON, a resident of Los Angeles; received his Bachelor of Arts degree from the Wayne State University in Public Administration and his master of arts degree in political science from U.C.L.A.; was appointed to the United States Department of Labor's Wage-Hour Division; has been a realtor for the last 11 years; member of the Los Angeles and Beverly Hills Realty Board; member of the National Institute of Real Estate Brokers;

Real Estate Commissioner, vice Wynne A. Savage, term expired, for the term prescribed by law, ending January 15, 1967.

JULIUS MIDDLEBURY, a resident of Los Angeles; member of the Industrial Accident Commission since June 15, 1959;

Member, Industrial Accident Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

has had the same under consideration and reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

Motion to Set Special Order

Senator Burns moved that the consideration of the above appointments by the Governor be made a special order of business for Wednesday, April 3, 1963, at 3.30 p.m.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 187—An act to amend Section 2418 of the Vehicle Code, relating to operation and equipment of ambulances.

And reports that the same has been correctly enrolled, and presented to the Governor on the first day of April, 1963, at 10 a.m.

BURNS, Chairman

SENATE CHAMBER, March 29, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 291

Senate Bill No. 577

Senate Bill No. 450

Senate Bill No. 662

Senate Bill No. 534

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 390

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 423

Senate Bill No. 718

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:
Assembly Bill No. 532Has had the same under consideration, and reports the same back with amendments
with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Joint Resolution No. 8

Has had the same under consideration, and reports the same back with the recom-
mendation: Be adopted.

COBEY, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 357

Assembly Bill No. 344

Assembly Bill No. 493

Has had the same under consideration, and reports the same back with the recom-
mendation: Do pass.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 355

Assembly Bill No. 111

Senate Bill No. 356

Assembly Bill No. 491

Senate Bill No. 823

Assembly Bill No. 494

Has had the same under consideration, and reports the same back with the recom-
mendation: Do pass, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 175

Senate Bill No. 805

Senate Bill No. 198

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 608

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 473

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 17

Assembly Bill No. 145

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass, as amended, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Labor

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Labor, to which was referred:

Assembly Bill No. 799

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

McATEER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Labor, to which was referred:

Assembly Bill No. 319

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McATEER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Labor, to which was referred:

Assembly Bill No. 798

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McATEER, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, March 28, 1963

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 344

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MILLER, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 763

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McATEER, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 161

Senate Bill No. 644

Senate Constitutional Amendment No. 9

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to third reading.

Committee on Business and Professions

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 316

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

SHORT, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 405

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Rules for referral to appropriate committee for interim study.

SHORT, Chairman

Above reported bill re-referred to Committee on Rules to be assigned to an interim committee.

Committee on Water Resources

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:
Assembly Bill No. 656

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

COBEY, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Public Utilities

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 827

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Chairman

MOTION TO AMEND SENATE BILL NO. 827

Senator Symons moved that Senate Bill No. 827 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 827—An act to add Chapter 2.5 (commencing with Section 15901) to Division 7 of the Public Utilities Code, relating to public utility districts.

Bill read second time.

Motion to Amend

Senator Symons moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 47, of the printed bill, after "system," insert "cable, or other method of providing such service,".

Amendment No. 2

On page 2, line 50, after "service", insert ", the district has contracted with the private system for providing such service,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Concurrent Resolution No. 33

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE CONCURRENT RESOLUTION NO. 33

Senator Rodda moved that Senate Concurrent Resolution No. 33 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 33—Relative to the development of a comprehensive master recreation plan for the Sacramento-San Joaquin Delta.

Resolution read.

Motion to Amend

Senator Rodda moved the adoption of the following amendemnts:

Amendment No. 1

On page 2 of the printed measure, strike out lines 27 and 28, and insert "bility. The Administrator of the Resources Agency shall submit the results of such study to the Legislature by the first Monday of February, 1966."

Amendment No. 2

On page 2, line 34, after "individuals", insert a comma.

Amendment No. 3

On page 2, between lines 37 and 38, insert

Resolved, That two Members of the Senate appointed by the Senate Committee on Rules and two Members of the Assembly appointed by the Speaker shall participate in the activities of the several public and private entities engaged in the study and development of the plan to the extent that such participation is not incompatible with their respective positions as Members of the Legislature; and be it further

Resolved, That said Members of the Legislature constitute a joint interim investigating committee on the subject of delia recreation and as such shall have the powers and duties imposed upon such committees by the Joint Rules of the Senate and Assembly; and be it further

Resolved, That the sum of one thousand dollars (\$1,000) or so much thereof as may be necessary is hereby made available from the Contingent Funds of the Senate and Assembly for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from said contingent funds equally and disbursed, after certification by the State Controller upon the State Treasurer; and be it further".

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 838

Senate Constitutional Amendment No. 10

Reports the same back with author's amendments with the recommendation: Amend and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 838

Senator Regan moved that Senate Bill No. 838 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Senate Bill No. 838—An act to amend Section 70045.1 of the Government Code, relating to compensation of court reporters.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, after "cases", insert "and juvenile court cases".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 10

Senator Rodda moved that Senate Constitutional Amendment No. 10 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 10—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article IX, relating to the selection of county superintendents of schools.

Resolution read.

Motion to Amend

Senator Rodda moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed measure, strike out "chartered or".

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 176

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND SENATE BILL NO. 176

Senator Bradley moved that Senate Bill No. 176 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 176—An act to add Article 4 (commencing with Section 15461) to Chapter 5, Part 9, Division 2, Revenue and Taxation Code, relating to gift taxes.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Article 4", and insert "Article 5".

Amendment No. 2

In line 2 of the title strike out "Chapter 5", and insert "Chapter 4".

Amendment No. 3

On page 1, line 1, strike out "Article 4", and insert "Article 5".

Amendment No. 4

On page 1, line 2, strike out "Chapter 5", and insert "Chapter 4".

Amendment No. 5

On page 1, line 5, strike out "Article 4", and insert "Article 5".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 170

Assembly Bill No. 821

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 170

Senator Rodda moved that Senate Bill No. 170 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 170—An act to amend Section 363 of the Education Code, relating to the public school system and making an appropriation.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "powers", and insert "duties".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 821

Senator Burns moved that Assembly Bill No. 821 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 821—An act to add Section 432.5 to the Labor Code, relating to employment.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly March 22, 1963, strike out "or otherwise".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 709

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 709

Senator Arnold moved that Senate Bill No. 709 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 709—An act to amend Section 13303 of the Revenue and Taxation Code, relating to definition of "estate" or "property."

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 18, of the printed bill, strike out "however," and insert "however, saving accounts in saving and loan associations operating under the authority of the Division of Savings and Loan or the Federal Home Loan Bank board and".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 386

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 386

Senator Regan moved that Senate Bill No. 386 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 386—An act to repeal Section 11200 of the Health and Safety Code, relating to the exemption of certain narcotic preparations from the prescription requirement.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 28, 1963, strike out "repeal Section 11200 of", and insert "amend Section 11200 of, and to add Sections 11202 and 11203 to,".

Amendment No. 2

On page 1, strike out lines 1 to 19, inclusive, and insert:
"SECTION 1. Section 11200 of the Health and Safety Code is amended to read:
11200. The provisions of this division requiring prescriptions and physicians' reports do not apply to preparations containing in one fluid ounce, or, if a solid or semisolid preparation, in one avoirdupois ounce, without additional narcotics, not more than one grain of codeine, or two grains of Noscapine (formerly Narcotine) or to mistura glycyrrhiza compound, N.F. However, the exemptions herein provided do not exempt any person from the provisions of Section 11225 of this division. In addition to the information required by Section 11225 said record shall contain in the handwriting of the purchaser his signature, the date of purchase, and the time of purchase. Each preparation shall in addition contain one or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the preparations valuable medicinal qualities other than those possessed by the narcotic drug alone and any sale or purchase shall be made in good faith for medicinal purposes only."

Amendment No. 3

On page 1, line 20, after "to", insert "the".

Amendment No. 4

On page 1, line 22, before "Preparations", insert "11202".

Amendment No. 5

On page 2, line 5, before "No", insert "11203".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 459

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 459

Senator Short moved that Senate Bill No. 459 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 459—An act to amend Sections 6700 and 7255 of the Financial Code, relating to savings and loan associations.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "establish a specific loss", and insert "dispose of the investment or loan or to establish a specific".

Amendment No. 2

On page 2, line 4, strike out "all", and insert "a group of".

Amendment No. 3

On page 2, line 7, strike out "any such securities", and insert "the securities for a group of loans,".

Amendment No. 4

On page 2, line 8, strike out "such".

Amendment No. 5

On page 2, line 10, strike out "representative sample thereof.", and insert "reasonable sample thereof. If any association contests the validity of the estimate based upon a sample, it may have an appraisal under Section 7252 of all the group from which the sample was drawn."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Finance, to which were referred:

Senate Bill No. 412

Senate Bill No. 775

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

MOTION TO AMEND SENATE BILL NO. 412

Senator Collier moved that Senate Bill No. 412 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 412—An act to amend Section 188.3 of the Streets and Highways Code, relating to the State Highway Fund.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in the Senate March 20, 1963, after "planting", insert "on state highways by the department".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

MOTION TO AMEND SENATE BILL NO. 775

Senator Regan moved that Senate Bill No. 775 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 775—An act to amend Section 18011 of, and to add Section 18004.3 to, the Health and Safety Code, relating to mobilehomes and mobilehome parks.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "incorporated city or".

Amendment No. 2

On page 1, line 12, strike out the period, and insert "or incorporated city."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Insurance and Financial Institutions**

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 457

Senate Bill No. 458

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 457

Senator Short moved that Senate Bill No. 457 be amended and referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 457—An act to add Sections 6450.1, 6450.2, and 9207, to amend Sections 6451, 6452, and 6454, and to repeal Section 6462, of the Financial Code, relating to savings and loan associations.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In the first line of the title of the printed bill, following "6450.2," insert "6450.3, 6450.4."

Amendment No. 2

On page 1, strike out lines 3 to 11, inclusive; and on page 2, strike out lines 1 to 7, inclusive, and insert

"6450.1. No subscriptions or funds from proposed stockholders of any proposed association, prior to its incorporation and prior to a decision by the commissioner on its application for approval of its articles of incorporation, may be solicited or taken until a verified application for an organizing permit has been filed and a permit has been issued by the commissioner authorizing such subscription or collection of funds, and then only in accordance with the terms of such permit.

SEC. 2. Section 6450.2 is added to said code, to read:

6450.2. The application for an organizing permit under Section 6450.1 shall be in writing, verified as provided in the Code of Civil Procedure for the verification of pleadings, and shall be filed in the office of the commissioner. Such application shall be signed by the proposed incorporators and shall include the following:

(a) The names and addresses of its proposed directors, officers and incorporators, to the extent known.

(b) The proposed location of its office.

(c) A copy of any contract proposed to be used for the solicitation of stock subscriptions and funds for its preincorporation expenses.

(d) A copy of any advertisement, circular or other written matter proposed to be used for soliciting stock subscriptions and funds for its preincorporation expenses.

(e) A statement of the total funds proposed to be solicited and collected prior to incorporation and an itemized estimate of the preincorporation expenses proposed to be paid.

(f) A list of the names and addresses and amounts of each of the known proposed stockholders and contributors to the fund for preincorporation expenses.

(g) Such additional information as the commissioner may require.

SEC. 3. Section 6450.3 is added to said code, to read:

6450.3. The commissioner may impose conditions in his organizing permit issued under Section 6450.1 concerning the deposit in escrow of funds collected pursuant to said permit, the manner of expenditure of such funds, and such other conditions as he deems reasonable and necessary or advisable for the protection of the public and the subscribers to such stock or funds for preincorporation expenses.

Amendment No. 3

On page 2, line 8, strike out "SEC. 2. Section 6450.2", and insert "SEC. 4. Section 6450.4".

Amendment No. 4

On page 2, line 9, strike out "6450.2", and insert "6450.4".

Amendment No. 5

On page 2, line 17, strike out the period, and insert ", nor to an offering made under a registration statement filed under the Securities Act of 1933."

Amendment No. 6

On page 2, line 18, strike out "3", and insert "5".

Amendment No. 7

On page 2, line 25, following "SEC." strike out "4", and insert "6".

Amendment No. 8

On page 3, line 6, strike out "or", and insert "and the partners of any selling".

Amendment No. 9

On page 3, line 7, strike out "contracts", and insert "contract".

Amendment No. 10

On page 3, line 17, following "SEC.", strike out "5", and insert "7".

Amendment No. 11

On page 3, line 30, strike out "association", and insert "applicant".

Amendment No. 12

On page 3, line 32, following "SEC.", strike out "6", and insert "8".

Amendment No. 13

On page 3, line 33, following "6454.", strike out "The", and insert "With respect to sales of guarantee stock by an association, the".

Amendment No. 14

On page 3, lines 35 and 36, strike out "and with respect to sales of guarantee stock by an association".

Amendment No. 15

On page 3, line 41, strike out "7", and insert "9".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

MOTION TO AMEND SENATE BILL NO. 458

Senator Short moved that Senate Bill No. 458 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 458—An act to amend Sections 7150, 7151, 7152, 7170, 7410, 8104, 8107, 8401, 8707, and 8755 of, the Financial Code, and to add Sections 5073, 5074 and 6700.1 to, the Financial Code, relating to savings and loan associations.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "7150, 7151, 7152, 7170,".

Amendment No. 2

In line 3 of the title, strike out "5073,".

Amendment No. 3

On page 2, strike out lines 5 to 15, inclusive.

Amendment No. 4

On page 2, line 16, strike out "3", and insert "2".

Amendment No. 5

On page 2, line 18, following "corporation," insert "sole proprietorship, trust,".

Amendment No. 6

On page 2 strike out lines 27 to 52 inclusive; and on page 3 strike out lines 1 to 34 inclusive.

Amendment No. 7

On page 3, line 35, strike out "8", and insert "3".

Amendment No. 8

On page 3, line 44, strike out "9", and insert "4".

Amendment No. 9

On page 4, line 1, following "SEC.", strike out "10", and insert "5".

Amendment No. 10

On page 4, line 9, following "SEC.", strike out "11", and insert "6".

Amendment No. 11

On page 4, line 13, following "SEC.", strike out "12", and insert "7".

Amendment No. 12

On page 4, line 30, strike out "13", and insert "8".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 766

Assembly Bill No. 880

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 766

Senator Sturgeon moved that Senate Bill No. 766 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 766—An act to amend Section 8954 of the Business and Professions Code, relating to yacht and shipbrokers.

Bill read second time.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 12, of the printed bill, strike out "this chapter", and insert "Article 4 (commencing with Section 8945)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND ASSEMBLY BILL NO. 880

Senator Short moved that Assembly Bill No. 880 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 880—An act to repeal Article 3 (commencing with Section 11200 of Chapter 1 of Part 2 of Division 4 of the Business and Professions Code, and to add Sections 2985.2, 2985.3, 2985.4, and 2985.5 to, and to amend Section 2985 of, the Civil Code, and to add Section 506b to the Penal Code, relating to real estate sales contracts.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 20, of the printed bill, as amended in Assembly March 21, 1963, strike out "felony", and insert "public offense punishable by a fine not exceeding five thousand dollars (\$5,000), or by imprisonment in the state prison not exceeding five years, or in the county jail not exceeding one year, or by both such fine and imprisonment".

Amendment No. 2

On page 2, line 13, strike out "felony", and insert "public offense punishable by a fine not exceeding five thousand dollars (\$5,000), or by imprisonment in the state prison not exceeding five years, or in the county jail not exceeding one year, or by both such fine and imprisonment".

Amendment No. 3

On page 2, line 22, strike out "state-supervised", and insert "state- or federal-supervised".

Amendment No. 4

On page 2, line 35, strike out "felony", and insert "public offense punishable by a fine not exceeding five thousand dollars (\$5,000), or by imprisonment in the state prison not exceeding five years, or in the county jail not exceeding one year, or by both such fine and imprisonment".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Concurrent Resolution No. 32

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE CONCURRENT RESOLUTION NO. 32

Senator Sturgeon moved that Senate Concurrent Resolution No. 32 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 32—Relative to small craft harbors.

Resolution read.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed measure as amended in Senate March 13, 1963, strike out lines 11 to 21, inclusive, and insert

"WHEREAS, It is essential that the State, before making such a loan, be assured that the applicant for the loan be able to complete the work on the project with the amount to be loaned by the State; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Small Craft Harbors Commission, in exercising its authority with respect to small craft harbor loans, is requested to establish policies under which commission approval of the award of construction contracts paid in full or in part from proceeds of a small craft harbor loan made by the Division of Small".

Amendment No. 2

On page 1, line 28, strike out the period, and insert "; and be it further

Resolved, That the commission is further requested to establish policies which will require any city, county or district using state harbor loan moneys to construct a harbor under the provisions of Sections 5827 and 5829.1 of the Public Resources Code, to require a completion bond from the contractor who receives the final harbor construction bid approval."

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 725

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 725

Senator Sturgeon moved that Senate Bill No. 725 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 725—An act to add Section 722 to the Harbors and Navigation Code, relating to undocumented vessels.

Bill read second time.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 15 and 16 of the printed bill, as amended in Senate March 18, 1963, strike out "with the Division of Small Craft Harbors at its Sacramento office".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, March 25th; Tuesday, March 26th; Wednesday, March 27th; Thursday, March 28th; and Friday, March 29th, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

**WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY
CONCURRENT RESOLUTION NO. 22**

Senator Cobey moved that Assembly Concurrent Resolution No. 22 be withdrawn from Committee on Water Resources and re-referred to Committee on Natural Resources.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator McCarthy (Coauthor: Assemblyman Bagley):

Senate Resolution No. 110**Relative to the *San Rafael Independent-Journal***

WHEREAS, In keeping with its record and ranking as one of the foremost news organs in California, the *San Rafael Independent-Journal* has recently received the following awards from the California Newspaper Publishers Association: The 1962 award for the best front page among the larger dailies; the 1962 award for the best editorial page or pages among the larger dailies; and the 1962 award for the best typography among the larger dailies; and

WHEREAS, The awards of the California Newspaper Publishers Association are most highly regarded and sought after, representing, as they do, recognition of outstanding performance in the field of newspaper publishing; and

WHEREAS, The *San Rafael Independent-Journal* will this year celebrate the 102d Anniversary of the founding of one of its predecessors, the *Marin County Journal*, and has long been an important factor in the growth and development of Marin County; now, therefore, be it

Resolved by the Senate of the State of California, That its members hereby congratulate the *San Rafael Independent-Journal*, the Roy A. Brown and Justus F. Craemer families, its publishers, and all of its staff on its receiving the 1962 California Newspaper Publishers Association awards, commend it for its fine publishing service, and offer every good wish for its continued success; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit suitably prepared copies of this resolution to Messrs. Roy A. Brown and Justus F. Craemer.

Resolution read, and unanimously adopted on motion of Senator McCarthy.

By Senators Bradley, Murdy, and Rees:

Senate Resolution No. 111**Relative to the Henry Ford Centennial**

WHEREAS, The Members of the Senate have learned that as Henry Ford was born on July 30, 1863, the company he founded is, throughout this year, celebrating the centennial of his birth; and

WHEREAS, Mr. Ford effectively put the world on wheels by bringing to realization his dream of building "a motorcar for the great multitudes," the storied Model T, thereby freeing the farmer from his isolation, bringing closer together the most distant parts of the country and giving unprecedented mobility to the American people; and

WHEREAS, Mr. Ford, as father of the moving assembly line, showed the way to mass production techniques which have enabled this nation to become the most productive nation in the history of the world and which have raised the living standards of the American people by making available to all a rich variety of useful and time-saving products; and

WHEREAS, By his introduction of the \$5-a-day wage and the eight-hour day, Mr. Ford enabled employees to become customers for the products that industry manufactures, thus creating mass markets and, more importantly, starting a peaceful social revolution that has resulted in the American worker's achieving a stature and standard of living unequaled throughout the world; and

WHEREAS, The company that Mr. Ford founded continues to give employment to many thousands of people and to contribute substantially to the economy of this country and this State; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate adopt this tribute to the memory of Henry Ford in recognition of his enduring contributions to the social, economic and cultural values of our times; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Mr. Henry Ford II, grandson of Mr. Ford and present Chairman of the Board of Directors of Ford Motor Company, as a message of congratulations to the company on the centennial of the birth of its founder.

Resolution read and unanimously adopted on motion of Senator Bradley.

By Senator O'Sullivan:

Senate Resolution No. 112

Relative to Red Bluff Diversion Dam boat bypass

WHEREAS, The United States Department of the Army permit to the Bureau of Reclamation authorizing the construction of the Red Bluff Diversion Dam contains a proviso that "If at any time in the future the interests of navigation shall require it, such alteration in the structure, or construction of lockage facilities, as may be required by the Secretary of the Army in the interest of navigation, shall be promptly executed by the permittee at its expense, so as to render means for navigation to pass the damsite"; and

WHEREAS, The recent report of the Bureau of Reclamation entitled "Passage of Small Boats, Red Bluff Diversion Dam, Sacramento Canals Unit, Central Valley Project," contains a study of three alternative plans, two incorporating methods to lift or carry boats over or around the dam at the damsite, and Plan C including a four-mile channel through Paynes Creek Slough to transfer the boats from below the dam to the river above the dam; and

WHEREAS, Plan C would give boaters on the river much better utilization of the river and avoid the hindrance and delay caused by a lift or ramp which would be manually operated; and

WHEREAS, Plan C would provide an excellent means of preserving the existing salmon and steelhead fishery which otherwise would be endangered by the dam even with a fish ladder, since many of such fish will not use a fish ladder, but under Plan C, since the fish could use a natural waterway, these fish would be allowed free migration; and

WHEREAS, The initial cost of Plan C would be higher than the cost of Plans A or B; but in the long run Plan C, which does not require daily maintenance or supervision as to Plans A or B, would cost no more, and in fact may even be less expensive than the other plans; and

WHEREAS, The local interests are heartily in support of Plan C for this project; now, therefore, be it

Resolved by the Senate of the State of California, That the Division of Small Craft Harbors is requested to take such action as may be necessary to participate in the financing of Plan C for the passage of small boats at the Red Bluff Diversion Dam; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to the Chief of the Division of Small Craft Harbors.

Resolution read, and referred to Committee on Water Resources.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Regan moved that Senate Bill No. 244 be taken from the inactive file and placed on the second reading file.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 315

Senator Regan moved that Assembly Bill No. 315 be withdrawn from Committee on Judiciary and re-referred to Committee on Water Resources.

Motion carried.

**WITHDRAWAL AND RE-REFERENCE OF SENATE JOINT
RESOLUTION NO. 13**

Senator Regan moved that Senate Joint Resolution No. 13 be withdrawn from Committee on Judiciary and re-referred to Committee on Social Welfare.

Motion carried.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 66—An act to amend Section 660 of the Harbors and Navigation Code, relating to Small Craft Harbors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Senate March 8, 1963, strike out “; and no fee or”.

Amendment No. 2

On page 1, strike out lines 18 and 19; and in line 20, strike out “public”.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 329—An act to add Section 5866 to the Public Resources Code, relating to small craft harbors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 590—An act to amend Section 25302 of the Elections Code, relating to election to judicial office.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1 of the printed bill, strike out line 14; and in line 15, strike out “Session of the Legislature”, and insert
“Sec. 2. The amendment to Section 25302 of the Elections Code made by this act”.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 36—An act to amend Section 1170 of the Harbors and Navigation Code, relating to bar pilotage rates for Bays of San Francisco, San Pablo, and Suisun.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 493—An act to repeal Sections 9052 and 9053.4 of, to amend Section 9053.1 of, and to repeal and add Section 9053.3 of, the Public Resources Code, relating to soil conservation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 617—An act to amend Sections 17765, 17766, and 17768 of, to amend and renumber Section 17765.1 of, to add Sections 17765.1, 17765.2, 17765.3, 17765.4, 17765.5, 17765.6, 17765.7, 17766.1, 17766.2, 17766.3, 17766.4, and 17773 to, and to repeal Section 17773 of, the Business and Professions Code, relating to trading stamp companies.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 645—An act to repeal Chapter 1 (commencing with Section 29000) of, and to add Chapter 1 (commencing with Section 29000) to, Division 3 of Title 3 of the Government Code, relating to county budgets and tax levels.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 634—An act authorizing a grant to the San Luis Obispo County Flood Control and Water Conservation District for recreation in connection with the Lopez Dam and Reservoir.

Bill read second time, ordered engrossed, and to Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 14—Relative to Red Bluff Diversion Dam boat bypass.

Resolution read, and ordered to Consent Calendar.

Assembly Bill No. 777—An act to amend Section 220 of the Military and Veterans Code, relating to manner of commissioning officers of the California National Guard.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 778—An act to amend Section 222 of the Military and Veterans Code, relating to the qualifications of commissioned officers of the California National Guard.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 779—An act to amend Section 225 of the Military and Veterans Code, relating to appointment of warrant officers of the California National Guard.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 780—An act to amend Section 226 of the Military and Veterans Code, relating to arms and equipment for officers of the California National Guard.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 781—An act to amend Section 232 of the Military and Veterans Code, relating to officers of the National Guard.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 782—An act to amend Section 250 of the Military and Veterans Code, relating to enlistment in the California National Guard.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 784—An act to amend Section 161 of the Military and Veterans Code, relating to qualifications and appointment of the Assistant Adjutant General.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 785—An act to amend Section 162 of the Military and Veterans Code, relating to qualifications and appointment of the Adjutant General.

Bill read second time, and ordered to Consent Calendar.

Assembly Joint Resolution No. 13—Relative to pensions for veterans of World War I.

Resolution read, and ordered to Consent Calendar.

Assembly Concurrent Resolution No. 42—Relative to the career of U. S. Senator James A. McDougall.

Resolution read, and ordered to Consent Calendar.

Assembly Concurrent Resolution No. 44—Relative to the Civil War Centennial Commission.

Resolution read, and ordered to Consent Calendar.

Assembly Bill No. 38—An act to amend Sections 18464 and 18471 of the Elections Code, relating to canvass of election returns.

Bill read second time, and ordered to third reading.

Assembly Bill No. 41—An act to amend Section 755 of the Elections Code, relating to new resident voting.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 43—An act to amend Sections 10219 and 10301 of the Elections Code, relating to ballot designations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 44—An act to amend Sections 6490, 6499, 6511, 6512, 6580, 6620, 6652, 6653, 6657, 6658, and 6659 of the Elections Code, relating to the conduct of elections.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 71—An act to amend Sections 310 and 321 of the Elections Code, relating to affidavits of registration.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 182—An act to amend Section 18535 of, and to add Section 20089 to, the Elections Code, relating to recount of ballots.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 380—An act to add Sections 14313, 15414 and 15415 to the Elections Code, relating to vote tabulating devices.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 383—An act to amend Section 15400 of the Elections Code, relating to vote tabulating devices.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 605—An act to add Section 15416 to the Elections Code, relating to vote tabulating equipment.

Bill read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 390—An act to amend Section 487 of the Penal Code, relating to grand theft.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 422—An act to amend Section 19553 of the Education Code, relating to school district public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Weingand, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 432—An act to repeal Section 19595 of the Education Code, relating to state school building aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 245—An act to add Article 5.5 (commencing with Section 16221) to Chapter 2 of Division 12 of the Education Code, relating to the sale or lease of school district property, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Regan, Rodda, Schrader, Sedgwick, Sturgeon, Symons, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Regan, Rodda, Schrader, Sedgwick, Sturgeon, Symons, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 152—An act to repeal Sections 13303 and 13308 of, and amend Section 13304 of, the Education Code, relating to certificated employees of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Regan, Rodda, Schrader, Sedgwick, Sturgeon, Symons, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 417—An act to amend Sections 759, 760, 761, 762, 763, 764, 765, 766, 1537, 7151, 8504, 8553, 8704, 8802, 11751, 11753, 11904, 12902, 13132, 13172, 13175, 13176, 13187.1, 13197, 13197.6, 13278, 13279, 13286, 13287, 13289, 13293, 13294, 13295, 13296, 13297, 13298, 13299, 13300, and 16625 of, to amend the heading of Chapter 2 (commencing with Section 13101) of Division 10 of, to amend the heading of Article 1 (commencing with Section 13101) of Chapter 2 of Division 10 of, to amend and renumber Section 13148 of, to repeal Sections 13131, 13134, 13135, 13136, 13137, 13138, 13139, 13140, 13141, 13142, 13143, 13144, 13145, 13147, 13152, 13153, 13154, 13155, 13156, 13179, 13180, 13253, 13280, 13282, 13330, and 13514 of, and to repeal Sections 13188, 13193, and 13194 (all as added by Chapter 1787 of the Statutes of 1961) of, the Education Code, relating to the public schools, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Regan, Rodda, Schrade, Sedgwick, Symons, Way, Weingand, and Williams—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Regan, Rodda, Schrade, Sedgwick, Symons, Way, Weingand, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 711—An act to add Section 1405.1 to the Education Code, relating to junior college districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Symons, Way, Weingand, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Symons, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 718—An act to repeal Division 4 (commencing with Section 901) and Division 5 (commencing with Section 1601) and Sections 13702, 13704, 21752, 21753, and 21755 of, to amend Sections 812, 5602, 5603, 9252, 14552, 14702, 15505, 15507, 15508, 20803, 21701, and 21751 of, to amend and renumber Sections 2592, 21754, 21756, 21757, 21758, and 21759 of, and to add Division 4 (commencing with Section 911) and Division 5 (commencing with Section 1601) to, and to add Sections 657, 812.5, 820, 5031, 5251.1, 5557, 5904, 7155, 11805, 13702, 15006.1, 15008, 15009, 15805.5, 16002, 16523, 17609.1, 17609.2, 17617, 20205.1, 20205.2, 21752 to, to add Chapter 3 (commencing with Section 871) to Division 3 of, a new article heading immediately preceding Section 5001, and Article 2 (commencing with Section 5011), and Article 3 (commencing with Section 5021) to Chapter 1 of Division 6 of, the Education Code, relating to the establishment, maintenance, government, and operation of schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Lagomarsino, McCarthy,

Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 400—An act to amend Sections 4181 and 4410 of the Agricultural Code, relating to marketing of dairy products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 726—An act to amend Sections 4125, 4126.5, and 4142 of, to repeal Section 4280.1 of, and to add Section 4280.2 to, the Agricultural Code, relating to milk and dairy products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 630—An act to amend Section 16601 of the Business and Professions Code, relating to contracts in restraint of trade.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 2—Relative to efficiency and economy in state printing.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 36—Relative to making additional funds available to the Legislative Budget Committee, established by Chapter 1667, Statutes of 1951.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 534—An act to amend Sections 7009 and 7010 of, and to add Section 7011.5 to, the Welfare and Institutions Code, relating to care of persons in state mental institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 450—An act to repeal Section 6650.5 of the Welfare and Institutions Code, relating to state hospitals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Cobey, Collier, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 577—An act to add Section 5783.11 to the Public Resources Code, relating to the Lucerne Recreation and Park District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 321—An act to amend Section 464 of the Agricultural Code, relating to serving of milk.

Bill read third time, and presented by Senator Farr.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Way, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 409—An act to add Section 13656 to the Education Code, relating to paid holidays for classified school employees.

Bill read third time, and presented by Senator Symons.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Way, Weingand, and Williams—31.
NOES—None.

Motion to Reconsider

Senator Burns moved to reconsider the vote whereby Assembly Bill No. 409 was passed.

Postponement of Reconsideration

On motion of Senator Burns, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 409 was passed, was continued until the next legislative day.

Assembly Bill No. 150—An act to repeal Section 2025.01 of, and to add Section 459.1 to, the Welfare and Institutions Code, relating to inconsequential resources of welfare recipients.

Bill read third time.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 13, 1963, strike out "459.1", and insert "443.1".

Amendment No. 2

On page 1, line 3, strike out "459.1", and insert "443.1".

Amendment No. 3

On page 1, line 4, strike out "459.1", and insert "443.1".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 487—An act to amend Sections 31203, 31206, 31214.2 and 31214.3 of the Education Code, relating to the State Competitive Scholarship Program.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick,

Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 291—An act to add Section 5007 to the Government Code, relating to the registration of bonds of public bodies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 423—An act to amend Section 19622 of, and to repeal Section 19624 of, the Business and Professions Code, relating to the California State Fair and Exposition.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 662—An act to add Section 25100.5 to the Corporations Code, and to add Section 11004.5 to the Business and Professions Code, relating to corporate securities.

Objection Raised

Senator Cameron objected to Senate Bill No. 662 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule 22.2, ordered Senate Bill No. 662 to the second reading file.

Senate Bill No. 358—An act to add Section 3205 to the Harbors and Navigation Code, relating to the San Francisco Port Authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 368—An act to amend Sections 5067, 6200, 6201, 6202, 6203, 6204, 6205, 6206, 6207, and 6208, and the heading of Chapter 9 (commencing with Section 6200) of Title 7, of Part 3 of, the Penal Code, relating to conservation facilities in the Department of Corrections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 329—An act to amend Section 6413 of the Financial Code, relating to savings and loan associations.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Way, Weingand, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 105—An act to amend Section 6951 of the Education Code, relating to children in children's institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 128—An act to amend Sections 17052 and 17101 of the Education Code, relating to cafeteria funds of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1086: By Senator Grunsky—An act to amend Section 21107 of the Vehicle Code, relating to private roads.

Referred to Committee on Transportation.

Senate Bill No. 1087: By Senator Nisbet—An act to amend Section 70046 of the Government Code, relating to compensation of court reporters.

Referred to Committee on Labor.

Senate Bill No. 1088: By Senator Rattigan—An act to amend Section 4731 of the Welfare and Institutions Code, relating to medical assistance for the aged.

Referred to Committee on Social Welfare.

Senate Bill No. 1089: By Senator Rattigan—An act to add Article 3 (commencing with Section 43240) to Chapter 2, Division 4, Title 4 of the Government Code, relating to special assessments in chartered cities.

Referred to Committee on Local Government.

Senate Bill No. 1090: By Senator Rattigan—An act to amend Sections 74702 and 74703 of, and to add Section 74703.1 to, the Government Code, relating to salaries of the Santa Rosa Municipal Court clerk and deputies.

Referred to Committee on Local Government.

Senate Bill No. 1091: By Senator Rattigan—An act to amend Sections 4004 and 9260 of the Vehicle Code, relating to foreign commercial vehicle permits.

Referred to Committee on Transportation.

Senate Bill No. 1092: By Senator Dolwig—An act to amend Section 1056 of the Code of Civil Procedure, relating to qualifications of surety insurers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1093: By Senator Bradley—An act to add Section 23620 to the Education Code, relating to the California state colleges.

Referred to Committee on Education.

Senate Bill No. 1094: By Senator O'Sullivan—An act to amend Section 28140 of the Government Code, relating to salaries of county officers.

Referred to Committee on Labor.

Senate Bill No. 1095: By Senator Begovich—An act to add Sections 21469, 21806.1 and 25273 to the Vehicle Code, relating to funeral processions.

Referred to Committee on Transportation.

Senate Bill No. 1096: By Senator Miller—An act to add Section 13000.4 to, and to amend Sections 13000, 13003 and 13022 of, the Water Code, and to amend Section 12805 of the Government Code, relating to water quality control.

Referred to Committee on Water Resources.

Senate Bill No. 1097: By Senator Sedgwick—An act to add Section 6.3 to Chapter 788 of the Statutes of 1959, relating to the Yuba County Water Agency.

Referred to Committee on Water Resources.

Senate Bill No. 1098: By Senator Schrade—An act to amend Section 586 of the Streets and Highways Code and to amend Section 409 of the Streets and Highways Code as proposed by Senate Bill No. 64, relating to state highways, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Senate Bill No. 1099: By Senators Donnelly, Holmdahl, Sturgeon, Nisbet, Christensen, Lagomarsino, Quick, Geddes, Rees, Rodda, Sedgwick, Begovich, Weingand, Collier, Symons, Cobey, Pittman, Miller, Williams, Backstrand, Cameron, Arnold, Murdy, Dolwig, Grunsky, McCarthy, and Short—An act to amend Section 9353 of the Education Code, relating to school textbooks.

Referred to Committee on Education.

Senate Concurrent Resolution No. 45: By Senator Murdy—Relative to appointing a poet laureate for California.

Referred to Committee on Rules.

ADJOURNMENT

At 4.59 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, April 2, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-THIRD LEGISLATIVE DAY

SIXTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, April 2, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

The foolish things of the world, You have chosen, O God, to confound the wise, and the weak things of the world, You have chosen to confound the strong; and the base things of the world and the despised and the things that are not, You have chosen to bring to naught the things that are. May Your wisdom be our wisdom, Your strength our strength, Your being our being, that we who have been chosen may serve well. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Dolwig, on motion of Senator Grunsky, on legislative business.

Senator Stiern, on motion of Senator Symons, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ralph Bellamy, Joe Ober, Dean Jagger, Miss Dorothy Davis, and Mr. Lee Harris, all of Los Angeles.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Tony Martinez and the following students of Wolfskill Elementary School of Winters: Kathleen Diaz, Mary Lopez, and Anthony Martinez.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of West Sacramento School: David Acosta, Gary Beltrami, Stephen DeSantis, Roy Geller, Arnold Jensen, Kay Khan, David Langley, Dennis Lauten, James Mochel, Neil Penn, James Schlie, Michael Tyhurst, John Vierra, David Yerges, James Siems, Vivian Arends, Lena Galindo, Susan Harriman, Patricia Kozono, Rose Macias, Connie Pardue, Maria Ringor, Christina Rivera, Elmira Sells, Gail Smith, Linda Zamberlan, Marion Albers, Benny Acosta, David Dillard, Wayne Duncan, Frank Edadiz, Rodney Egbert, Bruce Haller, David Khan, Garry LaFauce, Joe Meier, Larry Nash, Dennis Ripple, Larry Vail, Robert Wallace, David Zimmerman, Susan Allen, Caroline Beier, Pamela Chambers, Linda Cook, Donna Emond, Virginia Ferrell, Stella Galindo, Marcy Marquez, Kathy Parsons, Sharon Stuchal, Linda Terry, and Marie DeWitt.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of King Junior High School of Oakland: Mrs. Daphne Grobl, Miss Carole Bauer, and Mr. Wayne Boone, teachers. *Students*—Robert Albert, Charla Allard, Lynn Bettencourt, Tina Biggi, Dennis Birkhimer, Sharon Bolla, Kathy Brorstrom, Margaret Cederborg, Mandy Clark, Connie Del Masso, Vicki Fawns, Christine Fernandez, Flora Ford, Mike Furey, Gail Grady, Pat Griggs, Charlene Grobl, Ted Hanamura, Craig Hansen, Steve Hynson, Dale Jensen, Carol Jessen, Don Johnson, Linda Johnson, Janice Josiassen, Irene Kitijima, Ron Kosich, Jon Lavout, Marjory Lewis, Larry London, Janet Long, Tina Maynard, Sue Mozingo, Diane Redrick, Tim Soulas, Kay Spinosa, Bill Stamos, Lanie Steinberg, Ken Steiner, Chuck Sterne, Lynn Taggaret, Kip Walden, Marsha Weekesser, Carol Wilson, Otis Wong, Joyce Wynne, and Mary Zambik.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Marin County Day School of Corte Madera: Mrs. Willa H. Hackett, Mr. Donald Fenn, Mrs. Lillian Hertzell, and Mrs. Virginia Stone. *Students*—Jeffrey Johnson, Douglas Lawrence, Christopher Matson, Charlotte Millis, Burr Overstreet, Nancy Raggio, Stephen Reiter, Jefferson Rice, Margaret Roeh, Zack Schlesinger, Kim Schwarz, Ruth Ann Smillie, Cyrus Smith, Gary Steadman, Randall Stymmel, David Stone, Laura Wais, Margaret Webb, David Westerbeck, James Black, Bruce Campbell, Kathleen Crocker, Julia Dreyer, Robin Gari, John Grace, Richard Hackett, Robert Harding, and Thacher Hurd.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Pelton Junior High School of San Francisco: Teacher Sponsors: Mr. A. Steinbach and Mr. A. Ramirez. *Students*—Fernando Alvarez, Patricia Arbee, Mary Azzopardi, Anthony Baccelli, Linda Bibbs, Sandra Bishop, Calvin Blenkinship, Joseph Boggs, Robbie Brinkley, Edwina Brooks, Christine Burnett, Esther Carter, Dennis Carrey, Betty Churchill, Patricia Conti, Willie Cook, Robert Cooper, **Barbara Curry**, Vivian Craney, Alexander David, Barbara Duty, Jacqueline Eastman, Reginald Farmer, Wheeler Faulkner, Pinekey **Franklin**, **Barbara Gardner**, Alice Glenn, William Goodal, John Gippon, Luevon Harris, Richard Herron, Jacob Hill, Raymond Hodge, Linda Hubbard, Gloria Hughes, Doris Jacobs, Larvester Johnson, Charles Jones, Diane Jones, Evelyn Jones, Karen Jones, Terrence Kan, Hyungshik King, Minja King, Claree Lash, Quintas Lockett, Ivy Lockhart, Ruthie Marsh, Pierce Mitchell, Angela Moreno, Diane Passelli, Shirley Patrick, Jesse Reed, John Rogers, Mary Ross, Pat Roston, Elaine Sanders, Richard San Miguel, Carol Seatena, Gary Scott, Edward Sparks, Jonnie Mae Smith, Terry Smith, Charles Spears, Dorothy Taylor, Reynaldo Untalan, Theresa Valenzuela, Gilberta Viviani, Patricia Walker, Raymond Whitfield, Richard Williams, Andrew Yakas, and Laverne Young.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. W. R. McLellan and their children, Jennifer, Meg, and Bill, from San Jose.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Oliver Hofmann of Point Reyes.

On request of Senators Quick and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Frank Coit of Coit Ranches, Fresno.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. E. Markey, La Crescenta; Mr. J. C. Griggs, Lincoln; and Mr. and Mrs. Larry Pollin, Tarzana.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Mountain View High School: Mr. Howard Dienger, Miss Corinne Borelio, Mr. Irving Nikolai, Mr. Dante L. Presti, and Mr. Ronald Witart. *Students*—Frank Askins, Jack Abot, William Austin, Alan Blair, Virginia Bennight, Diane Berg, Heather Benezra, Gary Brown, Mickey Belville, Karen Borges, Chris Bergstrom, Sue Borene, Charles Bourne, Anita Bergford, Nancy Barton, Alicia Baker, Margaret Condon, Fred Cullen, Cheri Collins, Richard Corp, Kathy Campbell, Diane Dawson, Richard Dupre, George Davis, Alice Enger,

Anne Engberg, Fred Fischer, Charles Flagg, Donna Ford, Dave Garcia, Larry Gomez, Mary Ann Ginn, Jim Holtz, Barbara Higa, Rhonda Kimmel, Julie Krysiak, Jack Harowitz, Mimi Kiyomura, Deam Knapp, Linda Inouye, Karen Johnson, Clyde Izumi, Jim Johnson, Sue Linder, Bill Lombard, Jane Martin, Marilyn Moore, William Marsh, Dave Moulton, Marcella Minton, Robert Neff, Steve Oku, Bill Oglesbee, Lesley, Peacocke, Pat Patterson, Connie Ochoa, Sharon Reed, Victor Rice, Jack Rozael, Vicki Sorrell, Karen Smith, Diann Shelton, Shirley Simms, Bonnie Smith, Sandy Stang, Stephanie Tish, Toni Voris, Kay Watanabe, Chris Winslett, Peggy Yoshikawa, Margaret Swope, Judy Chan, Shirley Cagle, Susan Brown, Diana Iwata, Martha Mohundro, Carol Schmidt, Gayle Peters, Mary Coombs, and Kejka Prehal.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Edward Marshall, Jr., Chairman, Hoopa Valley Tribal Council, Hoopa, Humboldt County.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Tony Martinez, Kathleen Diaz, Mary Lopez, Anthony Martinez, all of Winters, and Dennis Beall of Sacramento.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hon. and Mrs. Jose Moreno, Philippine Consul General in San Francisco; Mrs. Mercedes Gamatero, San Francisco; and Major Fred Foz, San Francisco.

On request of Senators Schrade and Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Pankey of Fallbrook, and Edgar Pankey of Tustin.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to David Voltner of Stockton.

On request of Senators Way and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Byron Jennings, Jr., of Visalia; and Milo Erwin of Fresno.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lee Ide of Pine Grove.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Irwin Holland of Fresno.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jack N. Hofheins, Santa Ana; Fritz Goossens, Santa Ana; and Helen Johnson, Santa Ana.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Howard S. McDonald, Regional Representative, U.S. Office of Education, San Francisco; Mr. Oliver Caldwell Associate, Commissioner, U.S. Office of Education, Bureau of International Education, Washington, D.C.

COMMUNICATIONS

The following communication was received and read and on motion of Senator Burns, ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF EDUCATION
STATE EDUCATION BUILDING
SACRAMENTO, April 1, 1963

Senator Hugh M. Burns
President pro Tempore
California Senate
Capital Building, Sacramento

DEAR SENATOR BURNS: Pursuant to Education Code Section 16345.27, the State Department of Education herewith submits its report on the Pilot Child Care Center Program for Mentally Retarded and Physically Handicapped Children.

Sufficient copies are enclosed for each Member of the Senate. Should you desire additional copies of this report, we will be pleased to make them available.

Sincerely yours,

RONALD W. COX
Associate Superintendent; Chief,
Division of Public School Administration

Letter of transmittal ordered printed in the Journal and the report filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 2, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 45
Assembly Bill No. 584

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By CHARLES WINNER, Assistant Clerk

ASSEMBLY CHAMBER, April 2, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 498

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, April 2, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Bill No. 103

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, April 2, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 174
Assembly Bill No. 175
Assembly Bill No. 1022
Assembly Bill No. 1131

Assembly Bill No. 1169
Assembly Bill No. 1245
Assembly Bill No. 1311

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 174—An act to add Section 1117.5 to the Penal Code, relating to criminal procedure.

Referred to Committee on Judiciary.

Assembly Bill No. 175—An act to add Section 2601.5 to the Welfare and Institutions Code, relating to indigent aid.

Referred to Committee on Social Welfare.

Assembly Bill No. 1022—An act to amend Section 23014 of the Government Code, relating to county revolving funds.

Referred to Committee on Local Government.

Assembly Bill No. 1131—An act to amend Sections 28801 and 28802 of the Education Code, relating to offenses against libraries.

Referred to Committee on Judiciary.

Assembly Bill No. 1169—An act to add Section 60328 to, to repeal Section 60338 of, and to amend Section 60350 of, the Water Code, relating to water replenishment districts.

Referred to Committee on Water Resources.

Assembly Bill No. 1245—An act to add Sections 3123.1 and 3130.1 to the Education Code, relating to school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1311—An act to amend Section 26909 of the Government Code, relating to the annual audit by county auditor.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 2, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2112

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 2112—An act to add Section 1741 to the Labor Code, relating to the modification of public works contracts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Constitutional Amendment No. 9

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 1, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 36

Senate Bill No. 493

Senate Bill No. 329

Senate Bill No. 634

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 66

Senate Bill No. 590

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Assembly Bill No. 16

Assembly Bill No. 35

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Concurrent Resolution No. 26

Assembly Concurrent Resolution No. 38

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported resolutions ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 323

Assembly Bill No. 307

Assembly Bill No. 890

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Assembly Bill No. 17

Assembly Bill No. 696

Assembly Bill No. 384

Assembly Bill No. 716

Assembly Bill No. 385

Assembly Bill No. 849

Assembly Bill No. 455

Assembly Bill No. 850

Assembly Bill No. 456

Assembly Bill No. 852

Assembly Bill No. 488

Assembly Bill No. 902

Assembly Bill No. 570

Assembly Bill No. 904

Assembly Bill No. 643

Assembly Bill No. 906

Assembly Bill No. 684

Assembly Bill No. 946

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Assembly Bill No. 535

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 102

Senate Bill No. 714

Senate Bill No. 623

Assembly Bill No. 339

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 624

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 338

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass, as amended, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Assembly Bill No. 232

Assembly Bill No. 350

Assembly Bill No. 612

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 42

Senate Bill No. 47

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 43

Senate Bill No. 484

Senate Bill No. 483

Senate Bill No. 499

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

REGAN, Chairman

Above reported bills re-referred to Committee on Finance.

Committee on Agriculture

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 407

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

O'SULLIVAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 378

Senate Bill No. 738

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

O'SULLIVAN, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 80

Senate Bill No. 162

Senate Bill No. 178

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 663

Senate Bill No. 664

Senate Bill No. 665

Senate Bill No. 666

Senate Bill No. 670

Senate Bill No. 674

Senate Bill No. 675

Senate Bill No. 676

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 764

Assembly Bill No. 720

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be placed on the Consent Calendar.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 668

Senate Bill No. 669

Senate Bill No. 671

Senate Bill No. 673

Senate Bill No. 677

Senate Bill No. 678

Senate Bill No. 290

Senate Bill No. 659

Senate Bill No. 791

Assembly Bill No. 490

Assembly Bill No. 497

Assembly Bill No. 941

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:
Senate Bill No. 626
Assembly Bill No. 55

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Assembly Bill No. 520

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Judiciary.

RATTIGAN, Chairman

Above reported bill re-referred to Committee on Judiciary.

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The committee on Local Government, to which was referred:
Senate Bill No. 667

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:
Senate Bill No. 447

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:
Senate Bill No. 308

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

O'SULLIVAN, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, March 27, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 188

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ARNOLD, Vice Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 188

Senator Arnold moved that Assembly Bill No. 188 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 188—An act to amend Sections 16501, 16503, 16504, and 16507 of the Education Code, relating to school supplies and equipment.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Assembly March 5, 1963, strike out "amend Sections 16501, 16503, 16504, and 16507 of", and insert "add Section 16507.5 to".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 16507.5 is added to the Education Code, to read:
16507.5. Any elementary school district the average daily attendance of which was at any time prior to, or after, the effective date of the enactment of this section at the 1963 Regular Session 2,500 or more and thereafter declined to 2,500 or less, shall continue to be deemed to be a district with an average daily attendance of 2,500 or more for all purposes of this chapter."

Amendment No. 3

On page 1, strike out lines 2 to 24, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 419

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

MOTION TO AMEND SENATE BILL NO. 419

Senator Rodda moved that Senate Bill No. 419 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 419—An act to add Section 8590.2 to the Water Code, relating to the acquisition of overflow areas by the Reclamation Board.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, after the comma, insert "and a state agency other than the board has requested that the parcels be acquired for recreational as well as flood control purposes,".

Amendment No. 2

On page 1, line 7, strike out "and", and insert " , fish, wildlife, or".

Amendment No. 3

On page 1, line 7, strike out "Administrator of the Re-"; and strike out lines 8 to 10, inclusive, and insert "board has determined that such acquisition and use for fish, wildlife, or recreational purposes will not adversely affect the operation and maintenance of the flood control project. Use of the parcel so acquired shall be subject to the continuing jurisdiction of the board to prevent any damage to or interference with the flood control works or any public nuisances arising out of such other uses and to abate such uses if the board determines that such damage or interference or nuisance has occurred, and any increased cost of maintenance of such works attributable to such other uses shall be borne by the agency making such request."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 45

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

MOTION TO AMEND SENATE BILL NO. 45

Senator Cobey moved that Senate Bill No. 45 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (CUT OF ORDER)

Senate Bill No. 45—An act to add Chapter 6 (commencing with Section 992.1) to Division 3.5 of Title 1 of the Government Code, and to add Part 7 (commencing with Section 995) to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session, and to repeal Sections 2000 and 2001 of, and to amend Sections 2002.5, 20529 and 61632 of, the Government Code, and to repeal Sections 1043 and 13007.1 of the Education Code, and to repeal Section 60201 of, and to amend Section 31088 of, the Water Code, and to amend Section 15 of the Kings River Conservation District Act (Chapter 931, Statutes of 1951), Section 21 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), Section 76 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146, Statutes of 1959), Section 24 of the Desert Water Agency Law (Chapter 1069, Statutes of 1961) and Section 24 of the San Geronio Pass Water Agency Law (Chapter 1435, Statutes of 1961), relating to defense of actions and proceedings brought against public officers, agents and employees.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 19 of the title of the printed bill, as amended in Senate February 27, 1963, strike out "agents and employees", and insert "employees, and servants".

Amendment No. 2

On page 2, line 1, strike out "agent or employee", and insert "employee or servant".

Amendment No. 3

On page 2, line 3, strike out "agency".

Amendment No. 4

On page 4, lines 47 and 48, strike out "agent or employee", and insert "employee, or servant".

Amendment No. 5

On page 5, line 8, strike out "agents, or employees", and insert "employees, or servants".

Amendment No. 6

On page 5, line 22, strike out "agents or employees", and insert "employees, or servants".

Amendment No. 7

On page 5, line 38, strike out "to any property or injury or damage to any person".

Amendment No. 8

On page 5, line 42, strike out "agents or employees", and insert "employees or servants".

Amendment No. 9

On page 9, line 24, strike out "agent or employee", and insert "employee or servant".

Amendment No. 10

On page 9, line 46, strike out "agents or employees", and insert "employees or servants".

Amendment No. 11

On page 10, lines 14 and 15, strike out "to any property or injury or damage to any person".

Amendment No. 12

On page 10, line 18, strike out "agents or employees", and insert "employees, or servants".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 381

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 381

Senator Regan moved that Senate Bill No. 381 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 381—An act to add Section 11921 to the Health and Safety Code, relating to the use of hypnotic or amphetamine drugs.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment :

Amendment No. 1

On page 1, line 6, of the printed bill as amended in Senate March 20, 1963, strike out the first period.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Insurance and Financial Institutions**

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred :

Senate Bill No. 544

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BRADLEY, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 544

Senator Rattigan moved that Senate Bill No. 544 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 544—An act to amend Section 7650 of the Financial Code, relating to savings and loan associations.

Bill read second time.

Motion to Amend

Senator Rattigan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4 of the printed bill, strike out "stockholder", and insert "holder of guarantee stock".

Amendment No. 2

On page 1, line 5 following "share of", insert "guarantee".

Amendment No. 3

On page 1, line 6, strike out "shareholder", and insert "holder of withdrawable shares".

Amendment No. 4

On page 1, line 7, following "of all", insert "withdrawable".

Amendment No. 5

On page 1, line 8, following "share of", insert "guarantee".

Amendment No. 6

On page 1, line 9, following "If the", insert "guarantee".

Amendment No. 7

On page 1, line 10, strike out "shareholder", and insert "holder of withdrawable shares".

Amendment No. 8

On page 1, line 11, following "of all", insert "withdrawable".

Amendment No. 9

On page 1, line 12, following "share of", insert "guarantee".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

SEC. 15. Section 3 of said act is amended to read:

Sec. 3. The objects and purposes of this act are to provide, to the extent that the board may deem expedient or economical, for the control and disposition of the storm and flood waters of said district and to that end the district is hereby created to be a body corporate and politic and as such shall have power:

(a) To have perpetual succession.
(b) To sue and be sued in the name of the district in all actions and proceedings in all courts and tribunals of competent jurisdiction.

(c) To adopt a seal and alter it at pleasure.

(d) To take by grant, purchase, gift, devise or lease; to hold, use, enjoy, sell, and contract to sell, lease, or dispose of real, personal and mixed property of every kind within or without the district necessary, expedient or advantageous to the full exercise and economic enjoyment of its purposes.

(e) To acquire and contract to acquire by purchase, condemnation, donation or other lawful means in the name of the district from private persons, public and private corporations, associations, agencies or districts, lands, rights-of-way, easements, privileges, material, and property of every kind within or without the district, to do all work and to acquire, construct maintain and operate any and all works and improvements within or without the district, and to make, execute, carry out and enforce all contracts of every character, necessary, convenient, incidental, useful or proper to carry out any of the provisions, objects or purposes of this act, and to complete, extend, add to, repair, or otherwise improve any works or improvements acquired by it as herein authorized.

(f) To have and exercise the right of eminent domain, and in the manner provided by law for the condemnation of private property for public use by the State, any political subdivision or district thereof.

In condemnation proceedings, the district shall proceed under the provisions of Title 7, Part 3, of the Code of Civil Procedure, which said provisions are hereby made applicable for that purpose; and it is hereby declared that the use of the property, lands, rights-of-way, easements or materials which may be condemned, taken or appropriated under the provisions of this act is a public use, and the board is granted the same powers and rights with respect to the taking of property for the public uses of said district as are now or may hereafter be conferred by general law on the legislative body of a county, city and county, incorporated city or town, municipal water district or irrigation or reclamation district. No action in eminent domain to acquire property or interests therein outside the boundaries of Yolo County shall be commenced unless the board of supervisors of each affected county has consented to such acquisition by resolution; *provided, that no such consent shall be necessary in order to commence an action or actions in eminent domain to acquire any property or interests therein as may be necessary in connection with the acquisition and construction of the Cache Creek Project as generally described in the report to the district entitled "Feasibility Report on Proposed Cache Creek Project", dated January 1963, and prepared by McCreary-Kovitsky Engineers-Chair A. Hill & Associates, Joint Venture Engineers.*

(g) To compel by injunction or other lawful means the owner or owners of any bridge, trestle, wire line, viaduct, embankment or other structure which shall be intersected, traversed, or crossed by any channel, ditch, bed of any stream, waterway, conduit or canal so to construct or alter the same as to offer a minimum of obstruction to the free flow of water through or along any such channel, ditch, bed of any stream, waterway, conduit or canal, and whenever necessary in the case of existing works or structures, to compel the removal or alteration thereof for such purpose or purposes. Cost of relocating or otherwise changing any portion of a state highway shall not be paid from funds appropriated for state highway purposes, except that such funds may be used for betterment thereof in connection with such relocation or change.

(h) To construct, maintain, repair and operate all levees, bulkheads, walls of rock or other material, pumps, dams, channels, conduits, pipes, ditches, canals, reservoirs, tunnels, drains, poles, posts, wires, lamps, power plants, railroads, dredgers and all other auxiliary, incidental, necessary or convenient agencies, work or improvements that may be required to carry out, facilitate, repair, maintain and complete the same.

(i) To incur indebtedness, and to issue bonds in the manner herein provided and to provide for the issuance of warrants of the district in payment of district obligations and the registration of any warrants not paid for want of funds and the rate of interest such warrants shall bear after registration and until such payment.

(j) To cause assessments to be levied and collected for the purpose of paying any obligations of the district in the manner hereinafter provided.

(k) To appoint and employ such engineers, attorneys, assistants and other employees as may be necessary and fix their compensation, including, if it deem advisable, a clerk, superintendent of work, assessor, treasurer and collector and define

their powers and duties, and fix and determine the amount of bond required of each appointee and pay the premium on each such bond; which said officers and employees and each of them shall serve at the pleasure of the board.

The board shall have the power to combine any two or more offices in its discretion.

(l) To establish and fix the boundaries of zones in the district as provided in this act; to make transfers of money from the general funds of the district to any special fund and to create and administer such special funds as in their discretion may seem advisable, and to abolish same; to create and administer revolving funds to facilitate and assist in the carrying on and completing of such acquisitions, works, and improvements provided for herein, and to abolish same; and to do any and all things necessary or incidental to the accomplishment of the things which are permitted to be done under this act.

(m) To make and enter into contracts with the United States, the State of California, any political subdivision, county, municipality, district, agency or mandatory of the State of California or of the United States and any department, board, bureau or commission of the State of California or the United States, or any person, firm, association or corporation, jointly or severally, for the acquisition of property or rights or the construction, maintenance and operation, or the joint financing or use in whole or in part of any or all works and improvements provided in this act, including contracts with the State of California, the United States or any other public entity (1) for loans to finance planning, acquisition, construction, operation or maintenance of such works and improvements and lands, easements, and rights-of-way therefor, and (2) for grants for recreational or fish and wildlife enhancement benefits of such works and improvements, and to do any and all things required to carry out such contracts.

An action to determine the validity of any such contract may be commenced and prosecuted under the procedure set forth in Section 21 of this act.

(n) To lease or rent to or from any of the parties named in subdivision (m) of this section any property or rights necessary, in the opinion of the board, to accomplish or carry out any of the work or improvement or the maintenance thereof herein provided and under such terms and conditions as may be agreed upon between the parties.

(o) To receive and accept any and all contributions in labor, material or money from any of the parties named in subdivision (m) of this section, to be applied to the work or improvement herein provided for.

(p) To construct, purchase, lease or otherwise acquire works and to purchase, lease, appropriate, or otherwise acquire surface waters and water rights, useful or necessary to make use of water for any purposes authorized by this act.

(q) To do any and every lawful act necessary to be done that sufficient water may be available for any present or future beneficial use or uses of the lands or inhabitants within the district, including but not limited to, the acquisition, storage, and distribution for irrigation, domestic, fire protection, municipal, commercial, industrial, and all other beneficial uses.

(r) To control flood and storm waters within the district and the flood and storm waters of streams outside of the district, which flow into the district; to conserve such waters by storage in surface reservoirs, to divert and transport such waters for beneficial uses within the district; to release such waters from surface reservoirs to replenish and augment the supply of waters in natural underground reservoirs and otherwise to reduce the waste of water and to protect life and property from floods within the district.

(s) To co-operate and to act in conjunction with the State of California, or any of its engineers, officers, boards, commissions, departments or agencies, or with the government of the United States, or any of its engineers, officers, boards, commissions, departments or agencies, or with any public or private corporation, or with the County of Yolo, in the construction of any work for the controlling of flood or storm waters of or flowing into said district, or for the protection of life or property therein, or for the purpose of conserving said waters for beneficial use within said district, or in any other works, acts, or purposes provided for herein, and to adopt and carry out any definite plan or system of work for any such purpose.

(t) To enter upon any land, to make surveys and locate the necessary works of improvement and the lines for channels, conduits, canals, pipelines, roadways and other rights-of-way; to acquire by purchase, lease, contract, condemnation, gift, devise, or other legal means all lands and water and water rights and other property necessary or convenient for the construction, use, supply, maintenance, repair and improvement of said works, including works constructed and being constructed by private owners, lands for reservoirs for storage of necessary water, and all

necessary appurtenances, and also where necessary or convenient to said end, and for said purposes and uses, to acquire and to hold, the capital stock of any mutual water company or corporation, domestic or foreign, owning water or water rights, canals, waterworks, franchises, concessions, or rights, when the ownership of such stock is necessary to secure a water supply required by the district or any part thereof, upon the condition that when holding such stock, the district shall be entitled to all the rights, powers and privileges, and shall be subject to all the obligations and liabilities conferred or imposed by law upon other holders of such stock in the same company; to enter into and do any acts necessary or proper for the performance of any agreement with the United States, or any state, county, district of any kind, public or private corporation, association, firm or individual, or any number of them, for the joint acquisition, construction, leasing, ownership, disposition, use, management, maintenance, repair or operation of any rights, works or other property of a kind which might be lawfully acquired or owned by said Yolo County Flood Control and Water Conservation District; to acquire the right to store water in any reservoirs, or to carry water through any canal, ditch or conduit not owned or controlled by the district; to grant to any owner or lessee the right to the use of any water or right to store such water in any reservoir of the district, or to carry such water through any tunnels, canal, ditch, or conduit of the district; to enter into and do any acts necessary or proper for the performance of any agreement with any district of any kind, public or private corporation, association, firm or individual, or any number of them for the transfer or delivery to any such district, corporation, association, firm or individual of any water right or water pumped, stored, appropriated or otherwise acquired or secured, for the use of the Yolo County Flood Control and Water Conservation District, or for the purpose of exchanging the same for other water, water right or water supply in exchange for water, water right or water supply to be delivered to said district by the other party to said agreement.

(u) To commence, maintain, intervene in, and compromise, in the name of the district, or otherwise, and to assume the costs and expenses of any action or proceeding involving or affecting the ownership or use of waters or water rights within or without the district, used or useful for any purpose of the district or of common benefit to any land situated therein, or involving the wasteful use of water therein, to commence, maintain, intervene in, defend and compromise and to assume the cost and expenses of any and all actions and proceedings now or hereafter begun; to prevent interference with or diminution of, or to declare rights in the natural flow of any stream or surface or subterranean supply of waters used or useful for any purpose of the district or of common benefit to the lands within the district or to its inhabitants; to prevent unlawful exportation of water from said districts; to prevent contamination, pollution or otherwise rendering unfit for beneficial use the surface or subsurface water used in said district, and to commence, maintain and defend actions and proceedings to prevent any such interference with the aforesaid waters as may endanger or damage the inhabitants, lands, or use of water in or flowing into the district; provided, however, that said district shall not have power to intervene or take part in, or to pay the costs or expenses of, actions or controversies between the owners of lands or water rights which do not affect the interests of the district.

(v) To prescribe reasonable rules and regulations and to fix and collect rates, tolls or charges for any water or service or facilities furnished, sold or leased by the district.

Amendment No. 3

On page 8, line 3, after "distribution," insert "and".

Amendment No. 4

On page 8, line 4, strike out ", and the purification and treatment of such water".

Amendment No. 5

On page 8, strike out lines 18 to 20, inclusive, and insert "zone or zones shall be registered with the district. Any new".

Amendment No. 6

On page 8, lines 22 through 24, strike out ", and, if required by the board, measured with a water-measuring device satisfactory to the district".

Amendment No. 7

On page 8, lines 26 through 28, strike out ", or provide a water-measurement device if required by the board, as provided by this act,".

Amendment No. 8

On page 9, strike out all of line 38 after "year," and strike out all of lines 39 through 45, inclusive, and insert "The charges may be different in different zones, but within each zone the charges shall be computed at a fixed and uniform rate per acre-foot for agricultural water, and at a fixed and uniform rate per acre-foot for all water other than agricultural water; provided, that with respect to small water-producing facilities which have a discharge opening not greater than a size specified by the board and which do not provide water for an area in excess of that specified by the board, for administrative convenience the board may provide either for a flat annual charge or for no charge in lieu of a charge computed at such fixed and uniform rate. Such fixed and uniform rate shall not exceed \$2 per acre-foot.

Amendment No. 9

On page 10, strike out lines 16 through 50, inclusive; and on page 11, strike out lines 1 through 8, inclusive, and insert

"SEC. 4.9. The district shall have the right to enter onto any property in the district to ascertain whether water-producing facilities are located thereon and to make such tests and measurements and otherwise obtain such information as in the judgment of the board may be useful in determining the quantities of ground water produced by any such facilities and used. Without limiting the generality of the foregoing, such information may include the size, type and efficiency of the water-producing facility, the pumping level of such facility, the type of water use, the number of acres and types of crops irrigated, the number of people served, and any other relevant data. Such entry onto property in the district shall constitute no cause of action in favor of the owners of the property except for injuries resulting from negligence, wantonness or malice.

The district shall also have the right to obtain from the utility or agency which furnishes electric power used in operating such facilities its records of the amount of electric power so used and of the results of pump efficiency tests of such facilities, and such utility or agency shall make such records and test results available upon request.

Amendment No. 10

On page 11, strike out lines 10 through 13, inclusive, and insert

"SEC. 4.10. On the basis of the information acquired pursuant to Section 4.9 of this act and any other relevant information and utilizing such methods of determination and computation as the board determines to be reasonable in the circumstances, the district shall periodically determine the amount of water produced by each water-producing facility and used since the previous determination thereof, and shall compute the ground water charge payable therefor. The district shall send a bill for such charge by certified mail, with postage prepaid by the district, addressed to the operator of each such facility at his address as disclosed by the records of the district. If such bill is not paid within 30 days after mailing thereof, the district shall charge interest at the rate of one percent (1%) each month thereafter on the delinquent amount until paid."

Amendment No. 11

On page 11, lines 29 and 30, strike out ", or that such defendant has not provided a water-measuring device as required by the board,".

Amendment No. 12

On page 11, lines 39 and 40, strike out ", or that such defendant has not provided a water-measuring device as required by the board,".

Amendment No. 13

On page 11, line 45, strike out ", to provide the required water-measuring device,".

Amendment No. 14

On page 12, strike out lines 9 through 49, inclusive, and insert

"SEC. 4.13. The determination of the ground water charge as set forth in the bills mailed by the district as provided in Section 4.10 of this act shall be conclusive unless within 10 days after mailing of such bill, a written protest is filed with the board by the owner or operator of the water-producing facility, setting forth the ground or grounds of protest. Upon the filing of such protest, the board thereafter shall hold a hearing at which time the total amount of the water produced and used and the ground water charge thereon shall be determined, which shall be conclusive if based upon substantial evidence. A notice of such hearing shall be mailed to the

protestant at least 10 days before the date fixed for the hearing. Notice of the determination by the board shall be mailed to each protestant, who shall then have 20 days from the date of mailing to pay the ground water charge and any interests or penalties provided by the provisions of this act.

Notice as required in this section shall be given by certified mail, postage prepaid, addressed to the person on whom it is served at his name and address as disclosed by the records of the district. The service is complete at the time of deposit.

Amendment No. 15

On page 13, line 17, strike out "and, if required by the board, has a"; and strike out all of lines 18 and 19, and insert a period.

Amendment No. 16

On page 13, strike out lines 20 through 24, inclusive.

Amendment No. 17

On page 13, lines 36 and 37, strike out "as required by this act".

Amendment No. 18

On page 13, strike out lines 39 to 41, inclusive, and insert "is guilty of a misdemeanor".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Schrade:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, April 2, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 1098—An act to amend Section 586 of the Streets and Highways Code and to amend Section 409 of the Streets and Highways Code as proposed by Senate Bill No. 64, relating to state highways, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR SCHRADE

Request read, and referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Senator Burns:

Senate Resolution No. 113

Relative to the death of William F. Partlow

WHEREAS, On March 5, 1963, William F. Partlow completed his term of service to the world and went to his reward; and

WHEREAS, William F. Partlow was born August 18, 1904, in Washington, D.C., in which city he was educated and spent the major portion of his life; and

WHEREAS, William F. Partlow was a graduate of George Washington University of Washington, D.C., and became Naturalization Examiner for the Immigration Service, in which capacity he served until 1946, when he opened his own law office in Washington, D.C.; and

WHEREAS, William F. Partlow became a resident of Fresno, California, in 1946, in which city he became active in public affairs, and in which community he

affiliated himself with numerous fraternal and civic organizations, among other things being a member of the North Fresno Lions Club, the Eagles, the Elks, the Bar Association, and St. Theresa Men's Club, and was the founder of the St. Vincent DePaul Society and a member of the Democratic Central Committee; and

WHEREAS, William F. Partlow was a man of friendly and convivial disposition and one highly esteemed by his numerous friends as well as his close associates; now, therefore, be it

Resolved by the Senate of the State of California, That it regrets the passing of this valued and constructive citizen and desires by this resolution to convey its sympathy to all who mourn his passing, especially his widow, Maureen Partlow, and his son, William Partlow, and his brothers, Edgar, John, and Robert Partlow; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to send suitably prepared copies of this resolution to these bereaved relatives of the late William F. Partlow.

Resolution read, and unanimously adopted on motion of Senator Burns.

By Senator Burns:

Senate Resolution No. 114

Relative to the death of Harry O. Johnson

WHEREAS, The Members of the Senate have learned that on March 7 of this year Harry O. Johnson, long known to Members of the Senate and others connected with the government of the State of California, went to his final rest; and

WHEREAS, Harry O. Johnson was the son of a father who came to California around the Horn and was one of the builders of the Southern Pacific Railroad as it made its tortuous way across the mountains into the State of California, and a mother who came to California in a covered wagon at about the same time; and

WHEREAS, Harry O. Johnson was born in 1883 in a home on N Street between 8th and 9th in the City of Sacramento and resided throughout his life either in his native city or the City of Oakland, engaging in the catering and restaurant business at which he became exceptionally proficient, under which capacity he earned the esteem and respect of all who knew him; and

WHEREAS, Harry O. Johnson worked at the State Fair in his boyhood, serving as caterer to the Board of Directors, and later became an Assistant Sergeant at Arms of the Assembly, in which capacity he served for seven years, following which he became Bailiff for the State Board of Equalization; and

WHEREAS, Harry O. Johnson was a brother-in-law of Fredrick R. Beams, highly esteemed Assistant Sergeant at Arms of the Senate for many years, and was well and favorably known to Members of the Legislature and the people of Sacramento and Oakland, generally, being a member of the Odd Fellows Lodge and of St. Andrews Methodist Church; now, therefore, be it

Resolved by the Senate of the State of California, That it deplors the passing of this competent and diligent public servant and desires by this resolution to convey its sympathy to surviving members of his family; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to have suitably prepared copies of this resolution presented to the close survivors of the late Harry O. Johnson.

Resolution read and unanimously adopted on motion of Senator Burns.

By Senator McAteer:

Senate Resolution No. 115

Commending Elena Zelayeta

WHEREAS, It has come to the attention of the Legislature that Elena Zelayeta of San Francisco, the internationally known blind author of best-selling cookbooks, was recently named California Woman of the Year; and

WHEREAS, Mrs. Zelayeta will travel to New York in May where the American Mother of the Year will be selected; and

WHEREAS, Although blind since 1934 and widowed in 1945, Mrs. Zelayeta raised her two sons while gaining fame through her skill in Mexican cookery and her writings on the cuisine of her native country; and

WHEREAS, Now 65, she still writes, conducts cooking classes, acts as consultant to food firms and restaurants and, with her sons Billy and Lawrence, operates a highly successful frozen food business; now, therefore, be it

Resolved by the Senate of the State of California, That the Members extend their hearty congratulations to Mrs. Elena Zelayeta on her selection as California's Woman of the Year; and wish her continued success and happiness in her future undertakings; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Elena Zelayeta.

Resolution read and unanimously adopted on motion of Senator McAteer.

RECESS

At 3.38 p.m., on motion of Senator McAteer, the Senate recessed to introduce the Consul General of the Philippines.

COMMITTEE OF ESCORT

The President appointed Senators McAteer, Rees and Schrade as a committee to escort Mr. Jose Moreno, Consul General of the Philippine Islands, to the rostrum.

INTRODUCTION BY SENATOR McATEER

Senator McAteer introduced the Philippine Consul General in San Francisco, Jose Moreno, and outlined his distinguished background:

Graduate A.B., LL.B., from the University of the Philippines.

Studied special courses in Columbia, Georgetown and Yale Universities.

Was appointed Executive Officer of the Surplus Property Commission of the Philippines which took over all military and naval surplus properties for reparations from 1947 to 1948.

Has served 14 years in the Foreign Service of the Philippines.
1948-1950: Established the Philippine Consulate in New Orleans.
Was Consul in that city.

1950-1952: Consul in Calcutta, India.

1953-1956: Counsellor and became Chargé d'Affairs of the Philippine Embassy in Tokyo, Japan.

1956-1959: Counsellor and Chargé d'Affairs of the Philippine Embassy in Buenos Aires, Argentina.

1960-1962: Counsellor and Chargé d'Affairs of the Philippine Embassy in Cairo, United Arab Republic.

Honorary Citizen of the City of New Orleans.

Honorary Citizen of Dallas, Texas.

Member of the Bar of the Philippines.

Member of the Bar of the Supreme Court of the District of Columbia.

Member of the Bar of the Supreme Court of the United States.

Senator McAteer also introduced the lovely wife of the Consul General, Mrs. Jose Moreno, Mrs. Mercedes Camatero of San Francisco, and Major Fred Foz of San Francisco.

Senator McAteer noted that the Consul General speaks several languages fluently, and that the Senators will find his remarks most interesting.

ADDRESS BY MR. MORENO

I came this morning with some friends from the Philippines on a special mission to receive from the Governor of the State a resolution passed by this honorable body declaring Bataan Day, April 9th, as a day to be observed with significance by the people of the State of California. I appreciate the invitation of this body to express to this honorable body the gratitude of the Philippine people for passing your very gallant resolution. I wish also to express my deep gratitude to the Governor of this great State for issuing the proclamation in accordance with the resolution passed by this august body. In connection with this event, I want to state that Bataan Day is a day of great historical significance not only for the people of the Philippines but also for the American people. This is the event in our history which has proven beyond doubt the unity of the people of the Philippines with the people of the United States in a moment of great crisis, a moment of great emergency, wherein both peoples fought side by side, giving their lives in defense of the great institutions that you have established in the Philippines—in defense of democracy, justice and freedom.

I want to assure you, Honorable Senators, of the friendship of the Philippine and American people, although on occasions there may be differences of opinion between the leaders of your country and the leaders of the Philippines. In the hearts of the people of the Philippines is a deep-seated attachment for the American people. Differences can always be resolved because of this basic feeling. During the 50 years that the Philippines were under the patronage of the United States, we imbibed American education, American institutions and culture. There is no country that can better represent your institutions, and your democratic processes, than the Philippines. There is no country that will stand by your side more steadfastly against communist infiltration and aggression.

If you will look at the map of Asia, you will see it is already divided. In addition, there are countries that call themselves neutral, which in fact are far from neutral.

The program of President Macapagal is intended to strengthen the Philippine Islands, to make the country more stable, to lift up the condition of the masses, to make better opportunities for the people, and to strengthen the islands against the incursions of communism and communistic ideas.

Again I assure you that the Philippine Islands are your good friends, who look forward to co-operating with you, and who also expect your co-operation, especially in the economic program of the President, which will require some financial assistance.

It is hoped that the co-operation of our two countries will help to build a world of peace, based on the democratic processes that have been first established in your country, and transplanted so successfully in the Philippine Islands.

I thank you.

FURTHER INTRODUCTION BY SENATOR McATEER

Senator McAteer then introduced one of the foremost leaders of the Philippine Islands, Mrs. Mercedes Camatero, who was the one most responsible for the law granting suffrage to women. When this subject was a matter of controversy in the Philippines, she wandered throughout the country convincing the women they should vote yes on this proposition. The word "O" means "Yes" in their language. Mrs. Camatero and her coworkers distributed coins and suggested they take these to the voting place and place the coin on a piece of paper and circle the coin with their pencils to indicate "Yes." Mrs. Camatero is the Carrie Nation of the Philippine Islands.

REASSEMBLED

At 3.50 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

CONSIDERATION OF DAILY FILE**Motion to Reconsider**

Assembly Bill No. 409—An act to add Section 13656 to the Education Code, relating to paid holidays for classified school employees.

Motion to Reconsider Waived

Senator Burns waived his motion to reconsider the vote whereby Assembly Bill No. 409 was passed.

Assembly Bill No. 409 ordered transmitted to the Assembly.

Consideration of Assembly Amendments

Senate Bill No. 154—An act to amend Section 1253 of the Code of Civil Procedure, relating to recordation of orders of condemnation.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 154?

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1253", and insert "Sections 1243 and 1253".

Amendment No. 2

In line 2 of the title, after "condemnation", insert "and lis pendens".

Amendment No. 3

On page 1, line 1, strike out "1253", and insert "1243".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, between lines 2 and 3, insert
"1243. All proceedings under this title must be commenced in the superior court of the county in which the property sought to be taken is situated; provided, that where, of any one piece or article of property, or of any one interest in or to property, sought to be taken, a portion thereof is situated in one county and another portion thereof is situated in another county, the plaintiff may commence such proceedings in any of the counties where any portion of such piece or article of property, or interest in or to property, is situated, and the county so selected is the proper county for the trial of such proceedings; and provided, further, that when the plaintiff is a county, city and county, incorporated city or town, or a

municipal water district, and the property sought to be taken is situated in more than one county, then the proceeding may be brought, at the option of the plaintiff, in any county wherein is situated any of the property sought to be taken, and said proceeding may be tried in said county, with reference to any property situated in the State; provided, however, that the right in this section granted to any plaintiff to commence and try an action in any county other than the county in which may be located any property in said action sought to be taken, shall be limited to property which is owned by the defendant, or by the defendant in common with the other defendants, or some of them. All such proceedings must be commenced by filing a complaint and issuing a summons. The provisions of this code for the change of place of trial of actions shall apply to proceedings under this title except as in this section otherwise provided. Nothing herein contained shall be construed to repeal any law of this State giving jurisdiction to the State Railroad Commission to ascertain the just compensation which must be paid in eminent domain proceedings. A lis pendens shall be [filed] *recorded in the office of the county recorder* at the time of the commencement of the action in every county in which any of the property to be affected shall be located.

SEC. 2. Section 1253 of said code is amended to read:

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 154 by the following vote:

AYES Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Short, Symons, Teale, Way, and Weingand—33.
NAYS None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 357—An act to add Section 1610.5 to, to amend Sections 1600, 1605, 1610, 1611, 1615, 1616 and 1618 of, and to amend the title of Article 4 (commencing with Section 1615) of Chapter 9, Part 2, Division 2 of, the Water Code, relating to the State Water Rights Board licensing procedure.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 355—An act to amend Sections 2047, 2048, 2857 and 2859 of, and to repeal Sections 2044, 2049, 2050, 2860 and 2861 of, the Water Code, relating to the recovery of State Water Rights Board expenses in court references and adjudications.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 356—An act to amend Sections 1057 and 1550 of, and to repeal Section 2865 of, the Water Code, relating to the State Water Rights Board accounting procedure.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 823—An act to amend Section 22234 of the Water Code, relating to the powers of irrigation districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 175—An act to amend Section 16251 of the Revenue and Taxation Code, relating to recovery of gift tax payment.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 805—An act to add Article 9 (commencing with Section 18149) to Chapter 13, Part 10 of Division 2 of the Revenue

and Taxation Code, relating to taxation on the basis of income from corporate stock distributions, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 198—An act to amend Section 19283 of the Revenue and Taxation Code, relating to personal income tax information.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 608—An act to amend Section 6368 of the Revenue and Taxation Code, relating to sales and use tax exemptions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 6368 of", and insert "add Section 6368.5 to".

Amendment No. 2

On page 1, line 1, strike out "6368 of the Revenue and Taxation Code", and insert "6368.5 is added to the Revenue and Taxation Code, to read:".

Amendment No. 3

On page 1, strike out lines 2 to 14, inclusive, and insert "6368.5. There are exempted from the taxes imposed by this part the gross receipts from the sale of and the storage, use, or other consumption in this State of rail freight cars for use in interstate or foreign commerce."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 473—An act to add Section 23116 to the Vehicle Code, relating to unlawful evasion of arrest.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate March 13, 1963, after "arrest", insert "by a peace officer operating an authorized emergency vehicle".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 17—An act to amend Section 446 of the Code of Civil Procedure, relating to verification of pleadings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 18, of the printed bill, after "true", insert "provided that in such cases the pleading shall not otherwise be considered as an affidavit or declaration establishing the facts therein alleged".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 344—An act to amend Sections 7451, 7452, 7454 and 7451 of, and to add Section 7453 to, the Revenue and Taxation Code, to amend Section 2499 of, and to add Section 2401 to, the Vehicle Code, and to amend the heading of Chapter 1 (commencing with Section 2000) of Division 3, and Sections 195, 2004.5, 2104, 2107, 2107.5, 2110, 2117.5, and 2152 of, to add Sections 186.1, 186.2, 186.3, 186.4, 186.5, 186.6, 186.7, 186.8, 188.6, and 2105 to, and to amend Chapter 2 (commencing with Section 2050) of Division 3, and Sections 2000, 2001, 2002, 2003, 2004, 2005, 2105, 2106, 2110.5, 2111, 2112, 2114, 2115, 2116, and 2117 of, the Streets and Highways Code to provide a system of state, county and city separate roads and highways and for the financial support thereof, including the levying of taxes and fees therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 6 of the printed bill, as amended in Senate March 27, 1963, between lines 2 and 3, insert:

"No apportionments shall be made to any city or county pursuant to this section, unless it has adopted a resolution stating that it desires to receive its share of additional highway users taxes and fees to provide revenues for such apportionments and that it desires such apportionments to be made to it and has transmitted a copy of such resolution to the department. And whenever such a resolution has been adopted by a city or county, and has not adopted such a resolution, shall be available for allocation and apportionment among the cities, counties and cities pursuant to this section."

Amendment read, and adopted.

Further Amendments to Senate Bill No. 344

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 16 of the printed bill, as amended in Senate March 26, 1963, strike out line 5, and insert:

"Sec. 41. Notwithstanding any other provision of this act or of the Streets and Highways Code, none of the money in the State Highway Fund derived from the increases in taxes and fees imposed by this act shall be available for expenditure, nor shall the provisions of Sections 19 to 18, inclusive, and Section 29.5 of this act become operative, until the Legislature by separate act, authorizes the money in the State Highway Fund derived from such increases in taxes and fees for expenditure, in which case the provisions of Sections 19 to 18, inclusive, and Section 29.5, of this act shall become operative at the same time as such act."

Sec. 42. Sections 18.1 to 29, inclusive, and Sections 39 to 40, inclusive, of this act shall be—"

Amendment No. 2

On page 16, line 7, strike out "SEC. 42", and insert "SEC. 43".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 763—An act to add Section 98.5 to the Labor Code, relating to the Division of Labor Law Enforcement.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

On page 1, lines 7 and 8, of the printed bill, as amended in Senate March 28, 1963, strike out "the written certificate of the Labor Commissioner", and insert "The Labor Commissioner shall certify in writing to the judge of the small claims court".

Amendment No. 2

On page 1, line 11, strike out "shall constitute prima facie evidence that", and strike out lines 12 and 13, and insert a period.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 161—An act to amend Section 858 of the Penal Code, relating to arraignment of persons charged with crimes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 644—An act to abolish the School Land Fund and provide for the disposition of its unencumbered balance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 316—An act to amend Section 12609 of the Business and Professions Code, relating to containers.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 662—An act to add Section 25100.5 to the Corporations Code, and to add Section 11004.5 to the Business and Professions Code, relating to corporate securities.

Bill read second time, and ordered to third reading.

Senate Bill No. 244—An act to add Section 18426 to the Health and Safety Code, relating to mobilehomes and mobilehome parks.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 532—An act to amend Sections 44030, 44031, 45900, 46175, 46355, 47800, 47801, 47805, 47807, 47808, 47809, and 47810 of, to add Sections 43006, 44032 to, and to add Article 10 (commencing with Section 46375) to Chapter 2 of Part 9 of Division 14 of, the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly February 28, 1963, strike out "44030, 44031," and insert "43730, 44000, 44001, 44002, 44003, 44004, 44030, 44031, 44081, 44105,".

Amendment No. 2

In line 2 of the title, after "of," insert "and to amend the title of Chapter 6 (commencing with Section 44000) of Part 6 of Division 14 of,".

Amendment No. 3

In line 3 of the title, after "43006", insert "43007,".

Amendment No. 3.5

On page 1, line 11, after "to", insert "the State, the department, or".

Amendment No. 4

On page 1, between lines 20 and 21, insert

"SEC. 1.1. Section 43007 is added to said code, to read:

43007. If tolls or charges are levied and collected in order to provide, in whole or in part, for the payment of amounts due under more than one contract, such tolls and charges may be fixed, levied and collected in such a manner as to, as nearly as practicable, charge the lands served under a particular contract with the amounts due under such contract. The assessment commissioners appointed under Chapter 2 (commencing with Section 46150) of Part 9 of this division may apply this principle in determining the portion of the total benefits to accrue to the district under a particular contract which will be realized by each parcel of land in separate ownership in the district.

SEC. 1.2. Section 43730 of said code is amended to read:

43730. An action to determine the validity of bonds, assessments, contracts, including contracts with *the State, the department, or the United States*, the adoption of a project or the taking of any other action by the district or by the board under the provisions of this division may be brought pursuant to Chapter 9 (commencing with Section 860) of Title 10 of Part 2 of the Code of Civil Procedure.

SEC. 1.3. The title of Chapter 6 (commencing with Section 44000) of Part 6 of Division 14 of said code is amended to read:

CHAPTER 6. CO-OPERATION WITH THE UNITED STATES AND THE STATE

SEC. 1.4. Section 44000 of said code is amended to read:

44000. Any district may co-operate and contract with *the State, the department, or the United States under any laws of the State or the Federal Reclamation Act of June 17, 1902*, and all acts amendatory thereof or supplementary thereto, or under any other act of Congress heretofore or hereafter enacted authorizing or permitting the co-operation or contract.

SEC. 1.5. Section 44001 of said code is amended to read:

44001. The co-operation and contract may be for any or all of the following purposes:

(a) Construction, acquisition, purchase, extension, operation, or maintenance of works for irrigation, drainage, storage, flood control, generation and distribution of hydroelectric energy incidental thereto, or any of these.

(b) A water supply.

(c) Assumption as principal or guarantor of indebtedness to *the State, the department, or the United States*.

(d) To carry out the terms of any contract between the district and *the State, the department, or the United States*.

SEC. 1.6. Section 44002 of said code is amended to read:

44002. Any contract made between a district and *the State, the department, or the United States* may designate and describe the land which is to be served with water from the water works or system contemplated under the contract and, in that case, only such land may be charged with any of the assessments mentioned in this chapter.

SEC. 1.7. Section 44003 of said code is amended to read:

44003. The board may provide by contract with *the State, the department, or the United States* for the delivery and distribution of water for the land of the district under any *laws of the State or acts of Congress* and under any rules and regulations established thereunder.

SEC. 1.8. Section 44004 of said code is amended to read:

44004. Before entering into any contract with *the State, the department, or the United States*, the board shall make a report complying with the provisions of Sections 42275 to 42280, inclusive, and setting forth the substantial terms and provisions of the proposed contract. The report may be either the original report of the board or a supplemental or additional report and may embody other features in addition to the proposed contract.

Amendment No. 5

On page 1, line 22, after "with", insert "the State, the department, or".

Amendment No. 6

On page 2, line 20, after "with", insert "the State, the department, or".

Amendment No. 7

On page 2, line 32, after "with", insert "the State, the department, or".

Amendment No. 8

On page 2, after line 52, insert

"Sec. 4.5. Section 44081 is amended to read:

44081. Provision may be made in the contract between the district and *the State, the department, or the United States* for the refusal of water service to any land which may become delinquent in the payment of any assessment levied for the purpose of carrying out any contract between the district and *the State, the department, or the United States*.

SEC. 4.6. Section 44105 of said code is amended to read:

44105. A contract between the district and *the State, the department, or the United States* may provide that the district shall not be dissolved nor shall the boundaries be changed except upon written consent of *the State, the department, or a specified official of the United States* filed with the official records of the district. If the consent of *the State, the department, or the United States* official is given and land is excluded, the areas excluded shall be free from all liens and charges for payments to become due to *the State, the department, or the United States* under the contract.

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 532

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly February 28, 1963, strike out "45900, 46175, 46355", and insert "45400, 45900, 46175, 46355, 46500".

Amendment No. 2

In line 5 of the title after second "of," insert "and to add Section 45102 to."

Amendment No. 3

On page 2 after line 52 insert

"Sec. 4.5. Section 45102 is added to said code, to read:

45102. Notwithstanding the provisions of Section 45100, whenever in any district (1) a report and recommendation as to a project, or a report as to a contract with the United States, has been adopted by the voters at an election held pursuant to Part 5 (commencing with Section 42200) of this division or Chapter 6 of Part 6 (commencing with Section 44000) of this division, (2) an assessment to finance the project or the contract has been levied and assessed and remains unpaid in whole or in part, and (3) in the judgment of the board it is for the best interest of the district or the landowners therein to issue bonds for the purpose of obtaining money to pay the costs of the project or charges pursuant to the contract, the board may, by a resolution adopted by a two-thirds vote of its members, authorize the issuance of bonds in an amount not exceeding the amount of the assessment remaining unpaid, without calling or holding any special election pursuant to Section 45100 or Chapter 2 (commencing with Section 45250) of this part. The resolution shall be submitted to the department and shall become effective if and when it is approved by the department. When any such resolution has been approved by the department, a copy thereof shall be filed with the county treasurer of each affected county. If bonds are thus authorized by a resolution of the board, the bonds shall be in substantially the form set forth in Section 45557, with such changes therein as may be necessary in view of the absence of a special bond election.

The provisions of this section shall apply to all districts, including any district in which a report and recommendation as to a project, or a report as to a contract with the United States, has been adopted at an election held at any time heretofore, and shall apply in the case of any assessment at any time heretofore or hereafter levied and assessed, if the assessment remains unpaid in whole or in part at the time of adoption of the resolution of the board authorizing the issuance of bonds.

SEC. 4.6. Section 45400 of said code is amended to read:

45400. If a majority of the votes cast at the election are in favor of the issuance of bonds, or if a resolution authorizing the issuance of bonds has been adopted and approved in accordance with Section 45102, the board shall cause bonds in the amount stated in the order calling the election or in such resolution, as the case may be, to be executed and delivered, together with the assessment list segregated as to affected counties, to the treasurer."

Amendment No. 4

On page 3, line 7, strike out "bonds".

Amendment No. 5

On page 4, between lines 40 and 41, insert

"SEC. 8.5. Section 46500 of said code is amended to read :

46500. The assessment list of each county shall remain open for payment in the office of the county treasurer of the affected counties for a period of 30 days and shall continue to remain open thereafter until such time, if ever, as the board makes an order calling a special election for the issuance of bonds to be secured by the assessment or until such time as the board files with the county treasurer a resolution, adopted and approved in accordance with Section 45102, authorizing the issuance of bonds to be secured by the assessment. If the result of the election, if any is called, is that the proposal to issue bonds is defeated, or if no bonds are issued within six months after such a resolution has been so filed, the assessment list shall again become open."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 344—An act to amend the heading of Article 2 (commencing with Section 32670) of Chapter 3, Part 8, Division 12 of, to amend Sections 32653, 32670, 32671, 32672, 32690, and 32715 of, and to add Chapter 2.5 (commencing with Section 37600) to Part 8 of Division 13, Chapter 2.5 (commencing with Section 48300) to Part 10 of Division 14, Chapter 2.5 (commencing with Section 60420) to Part 7 of Division 18, and Chapter 5.5 (commencing with Section 72540) to Part 10 of Division 20, of the Water Code, and to add Section 27.8 to the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), Section 40.5 to the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), and Section 49.6 to the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931), relating to consolidation of water districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 493—An act to add Section 54916 to the Government Code, relating to filing of statement of creation of a California water district, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 111—An act to repeal the California Water Storage and Conservation District Act (Chapter 1253, Statutes of 1941), relating to water storage and conservation districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 491—An act to add Section 4.6 to the Water Conservation Act of 1927 (Chapter 91 of Statutes 1927), relating to the use of the last equalized assessment roll.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 494—An act to amend Section 35003 of the Water Code, relating to water district elections.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 145—An act to add Section 26608.1 to, and to amend Section 71265, of the Government Code, relating to service of process.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 11, of the printed bill, after "act", insert "or a certificate setting forth the facts as ascertained by him".

Amendment No. 2

On page 1, line 14, strike out "26606-26609", and insert "26606-26608.1, 26609".

Amendment No. 3

On page 1, line 15, strike out "26608.1, and the", and insert "and".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 799—An act to amend Section 3076 of the Labor Code, relating to apprenticeship.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 319—An act to amend Section 270.5 of the Labor Code, relating to security for wages in logging operations.

Bill read third time, and ordered to third reading.

Assembly Bill No. 798—An act to amend Section 3078 of the Labor Code, relating to apprenticeship.

Bill read second time, and ordered to third reading.

Assembly Bill No. 656—An act to add Sections 12722, 12733 and 12724 to the Water Code, relating to the project for flood protection on Alameda Creek in Alameda County.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1 of the printed bill, strike out lines 10 to 13, inclusive, and insert "of two million four hundred thousand dollars (\$2,400,000)."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

THIRD READING OF SENATE BILLS

Senate Bill No. 690—An act to add Section 3856.1 to the Labor Code, relating to workmen's compensation.

Motion to Refer Bill to Inactive File

Senator McCarthy moved that Senate Bill No. 690 be placed on the inactive file.

Motion carried.

RECESS

At 4 p.m., on motion of Senator Farr, the Senate recessed to introduce Dr. Oliver Caldwell.

COMMITTEE OF ESCORT

The President appointed Senators Farr, Rodda and Pittman as a committee to escort Dr. Oliver Caldwell to the rostrum.

INTRODUCTION

Senator Farr introduced Dr. Oliver Caldwell, who is Acting Associate Commissioner of Education, Director of the Bureau of International Education of the United States Office of Education, Washington, D.C. Senator Farr stated that Dr. Caldwell is the administrator of a variety of educational programs relating to international teacher exchange; most exchange teachers who come into the United States come through Dr. Caldwell's office. Dr. Caldwell has traveled extensively in some 70 countries in the past eight years as a consultant to foreign countries and also to United States government agencies. Dr. Caldwell's specialty is foreign languages; he is especially aware of the importance of language as an international weapon.

ADDRESS BY DR. CALDWELL

This is the first time in my life I have been thus honored. I have never appeared before a Senate, and am profoundly grateful. I am grateful also for the remarks of the Consul General from the Philippine Islands, as I am an old soldier, a veteran.

I am presently most concerned with the deadly war we are now fighting, which is a silent war; silent, in part, because Americans are seldom able to communicate with friend or foe in this cold war between communism and the way of life which we defend.

It has been my privilege to travel widely in the Soviet Union as well as other Soviet countries; also to observe the superior work being done by Americans in many parts of the world, to battle the roots of communism before they have attained full growth. But, Senators, I am profoundly disturbed by the fact that Americans are handicapped by their inability to communicate with, or understand, the peoples of other countries; because this war we are now fighting is a war of ideas and ideals, and language is the means of communicating ideas and ideals. To be quite specific, even in Latin America, which is so near to us, Americans in those countries cannot communicate with the people around them. They stand aloof because they cannot understand what is going on around them. The same is true of all the nations in the Pacific. In Africa I ran into two specific examples: In Ethiopia a few years ago, there were several hundred Americans representing us in that country. Not one American was able to speak Amharic. The Soviet Union took over a hospital in the area and flew in many plane-loads of doctors and nurses, every one of whom could speak the language fluently.

Last year I traveled through the Arab countries and found much the same situation. Our Chargé d'Affaires had had a 90-day crash course in Arabic, but the Soviet representatives were absolutely fluent in the language.

Senators of California, you have been foremost of all the states in adopting the language program to be initiated in 1965. This may well mark one of the most important milestones in American education. If we are to enable our three or four million representatives overseas to do an effective job, if we are to give them a decent chance to win the cold war, we have got to train them to communicate.

I have the honor to have been responsible for implementing a new federal law which is designed to send American teachers, or prospective teachers, anywhere in the world they wish to go, to study the language of the country and native subjects; also to bring teachers from other countries to teach in this country.

I have no reservations about our eventual victory, because our cause is right and we are strong. But I do have great pleasure in thanking you and commending you for what you are doing in taking the national leadership in the development of a new generation of Americans who will be better equipped to fight the cold war, and if there is a hot war, to win that also.

REASSEMBLED

At 4.08 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Teale moved that Senate Bill No. 193 be taken from the inactive file and placed on the second reading file.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 416—An act to amend Section 6902 of the Education Code, relating to the education of mentally retarded minors.

MOTION TO RE-REFER SENATE BILL NO. 416

Senator Rodda moved that Senate Bill No. 416 be re-referred to Committee on Finance.

Motion carried.

Assistant Secretary George B. Beattie at the Desk

Senate Joint Resolution No. 3—Relative to memorializing Congress to permit California to impose motor vehicle license, registration, and other fees with respect to motor vehicles owned by national banking associations.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, and Weingand—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 66—An act to amend Section 660 of the Harbors and Navigation Code, relating to Small Craft Harbors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Sturgeon, Symons, Teale, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 329—An act to add Section 5866 to the Public Resources Code, relating to small craft harbors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Symons, Teale, Way, and Weingand—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 590—An act to amend Section 25302 of the Elections Code, relating to election to judicial office.

Motion to Refer Bill to Consent Calendar

Senator Rodda moved that Senate Bill No. 590 be placed on the Second Day Consent Calendar of Senate Bills.

Motion carried.

Senate Bill No. 36—An act to amend Section 1170 of the Harbors and Navigation Code, relating to bar pilotage rates for Bays of San Francisco, San Pablo, and Suisun.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Nisbet, Pittman, Quick, Rattigan, Regan, Rodda, Schrader, Sedgwick, Short, Symons, Way, and Weingand—27.

NOES—Senators Collier, McAteer, Miller, and Murdy—4.

Bill ordered transmitted to the Assembly.

Senate Bill No. 493—An act to repeal Sections 9052 and 9053.4 of, to amend Section 9053.1 of, and to repeal and add Section 9053.3 of, the Public Resources Code, relating to soil conservation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Symons, Way, and Weingand—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 9—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing Section 4 of Article IX thereof, relating to funds for the support of the public schools.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Christensen, Cobey, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Short, Sturgeon, Symons, Way, and Weingand—32.

NOES—Senator Bradley—1.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 150—An act to repeal Section 2025.01 of, and to add Section 443.1 to, the Welfare and Institutions Code, relating to inconsequential resources of welfare recipients.

Bill read third time, and presented by Senator Sturgeon.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, and Weingand—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 38—An act to amend Sections 18464 and 18471 of the Elections Code, relating to canvass of election returns.

Bill read third time, and presented by Senator Rees.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, and Weingand—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 8—Relative to the Auburn Dam and Folsom South Canal.

Resolution read, and presented by Senator Rodda.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Begovich, Bradley, Burns, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, and Weingand—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1100: By Senator Grunsky—An act to amend Section 5785 and Section 5785.1 of, and to add Section 5785.15 to, the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Natural Resources.

Senate Bill No. 1101: By Senator Grunsky—An act to amend Section 11166.12 of the Health and Safety Code, relating to prescriptions for drugs.

Referred to Committee on Public Health and Safety

Senate Bill No. 1102: By Senator Gibson—An act to amend Section 17780 of the Business and Professions Code, relating to trading stamps.

Referred to Committee on Business and Professions.

Senate Bill No. 1103: By Senator Cameron—An act to amend Section 1033 of, and to add Section 1025.5 to, the Insurance Code, relating to claims for return premiums and priority of claims in cases of insolvency and liquidation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1104: By Senator Backstrand—An act to repeal Section 24605 of, and to add Section 24605 to, the Vehicle Code, relating to tow cars.

Referred to Committee on Transportation.

Senate Bill No. 1105: By Senator Rattigan—An act to add Section 5782.23 to the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Natural Resources.

Senate Bill No. 1106: By Senator Cobey—An act to amend Sections 2526, 2528, 2575, 2576, 2625, 2626, 2627, 2628, 2653, 2655, 2656, 2702, 2703, 2802, 2803, and 2810 of, to amend and renumber the title of Article 10 (commencing with Section 2750) of Chapter 3 of Part 3 of Division 2 of, to add Article 10 (commencing with Section 2780) to Chapter 3 of Part 3 of Division 2 of, to add Sections 2819 and 2820 to, to repeal Sections 2577, 2578, 2800, 2804, and 2805 of, and to repeal Article 9 (commencing with Section 2725) of Chapter 3 of Part 3 of Division 2 of, the Water Code, relating to adjudication of water rights.

Referred to Committee on Water Resources.

Senate Bill No. 1107: By Senator Cobey—An act to amend Section 746.3 of the Agricultural Code, relating to milk handlers' fees.

Referred to Committee on Agriculture.

Senate Bill No. 1108: By Senator Miller (Coauthor: Assemblyman Unruh)—An act to add Section 10177.7 to the Business and Professions Code, relating to real estate licensees.

Referred to Committee on Business and Professions.

Senate Bill No. 1109: By Senator McAteer (Coauthors: Assemblymen Meyers, Burton, Marks, Gaffney, and Foran)—An act to add Article 2 (commencing with Section 525) to Chapter 1 of Division 2 of the Business and Professions Code, relating to the dispensing, prescribing or sale of eyeglasses.

Referred to Committee on Business and Professions.

Senate Bill No. 1110: By Senator McAteer (Coauthors: Assemblymen Marks, Gaffney, Burton, Foran, and Meyers)—An act to amend Section 25371 of the Government Code, relating to county property.

Referred to Committee on Labor.

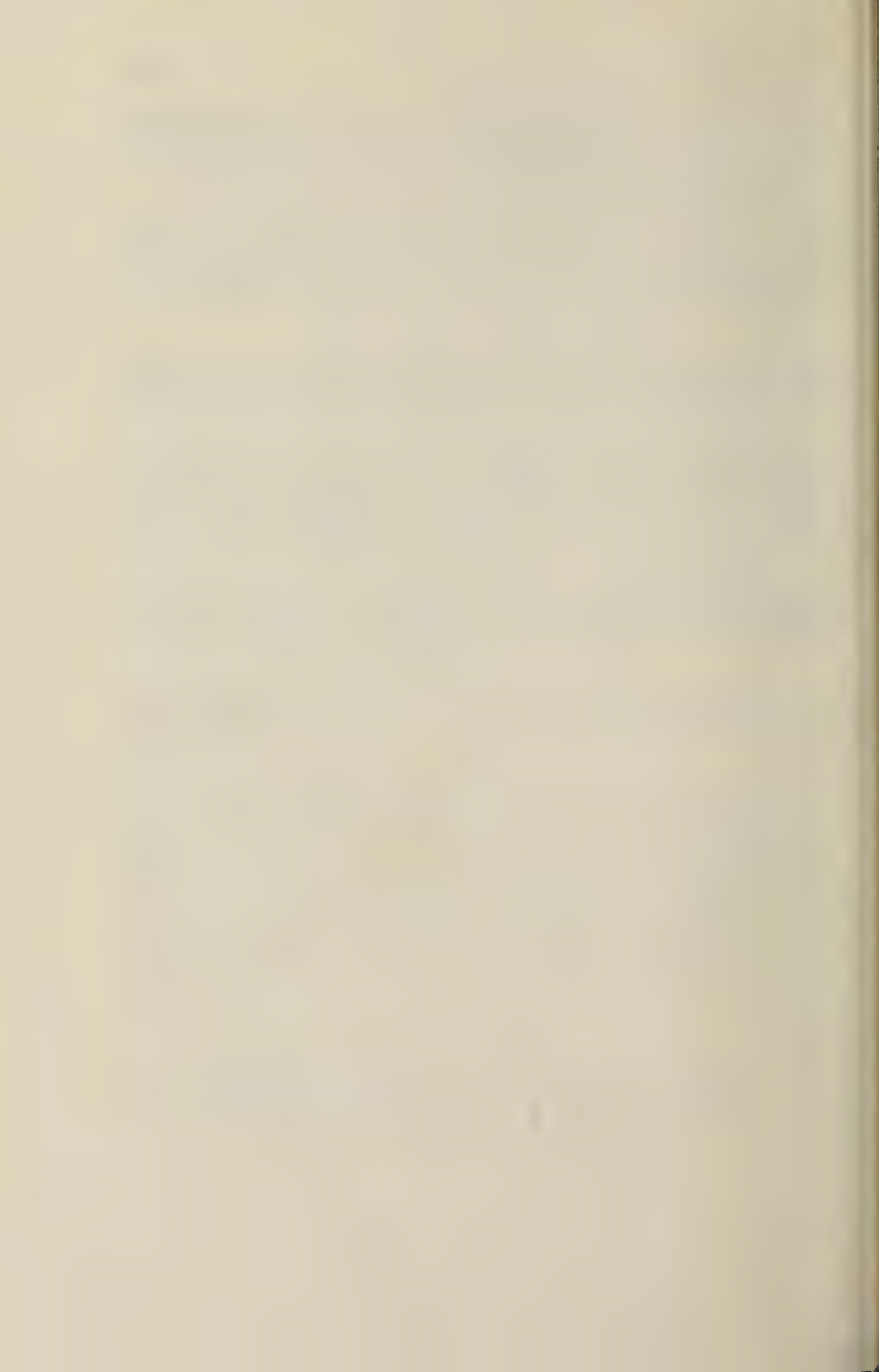
Senate Joint Resolution No. 15: By Senators Rodda, Geddes, and Teale—Relative to federal aid to train physicians, dentists, public health personnel, and other professionals in the health fields.

Referred to Committee on Public Health and Safety.

ADJOURNMENT

At 4.53 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, April 3, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-FOURTH LEGISLATIVE DAY

SIXTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, April 3, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

As nothing escapes Thy view, O Lord, even our inmost thoughts and feelings yield to Thy piercing glance. Look kindly on what you see within us, God, and make us true always to the noble aspirations of our forebears in whose work and wisdom was laid the keel of this noble ship of state. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Camino Union School of Camino, El Dorado County: *Teachers*—Mrs. Gloria Ross, and Mr. Harold Larsen; *Parents*—Mrs. Harry Farley, Mrs. Earl Sargent, Mrs. E. W. Bolster, Mrs. Roy Dugger, Mrs. Douglas Milton, Mrs. Don Sturtevant, and Mrs. William Rupley. *Students*—Darrell Van Buren, John Ward, Tim Ward, Tom Whisenhunt, Kaye Wilkinson, Martin Young, JoAnne Alexander, Jerry Blawat, Cynthia Bolster, Ann Brown, Lois Cannon, Stephen Chard, Bruce Darrington, Linda Diffey, Lee Dixon, Bruce Dobbs, William Duffel, Sharon Dugger, Sally Farley, Michael Flagg,

Lee Gaschler, Marilyn Hanson, Richard Henter, Bob Hopkins, Vicki Hord, Bill James, John Khan, John Keller, Bonnie Langford, Morten Lind, Jerry Lucero, Cheri Milton, John Minton, Lupe Montes, Gail Morrow, James Murphy, Faye Nonemaker, Terry Norwood, Johnny Nugent, Cort Parker, Kathy Paterson, Barbara Perron, Glenn Reynolds, Charles Roberts, Pat Ross, Jon Rupley, Tamra Sargent, Kenneth Sturtevant, and Ralph Taylor.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Neesam and Mrs. Attletweed, and the following students of California School for the Deaf, Berkeley: R. Arnold, John Baker, C. Blicharz, D. Martin, B. Pickus, C. Pierce, J. Rasmus, J. Shewmaker, G. Balla, G. Breckner, M. Elliott, N. Enos, E. Evans, M. Hagerty, V. Pedersen, D. Porter, R. Russel, A. Toste, P. VanZandt, J. Davis, B. Evans, J. Hoffman, J. Lowe, J. Rios, O. Smith, R. Toops, D. Norris, and D. Edmonds.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Downer Junior High and Richmond Union High Schools of Richmond: Mrs. Doris Smith, social worker, staff at Neighborhood House; and Mrs. Margaret Bowman, Junior League of Oakland. *Students*—Joe Daniel, Alfred Fisher, Wade Fisher, Joyce Hamlin, Barbara Johnson, Leroy Johnson, Vee Luster, George McGlothen, Robert Turner, Rosie Salazar, David Wafer, Vivian Williams, Wayne Fisher, Michael Brooks, Dolores Boyce, Sammie Brooks, Tom Champion, Robert Clarke, Early Daniel, Donald Demer, Grant Greer, Carol Harris, Catherine Holman, Eddie Jackson, Barbara Lee, Charles Murry, Lardell Oliver, Theresa Talley, Barbara Woodard, Theresa Young, Joseph Polido, Lorenzo Moore, Ed Woodard, and Troy McLane.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Monte Rio Union Elementary School of Monte Rio: Juanita Jervan, Marie Marinch, Melanie Morgan, Patricia Plotner, Deborah Utter, Carla Werner, Jerry Bice, Jerry Bennett, Patrick Gordon, Robert Rowe, Thomas Skaines, and Gordon Phaby.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Montgomery Elementary School of Cazadero, Sonoma County: James Trader, teacher; and Thesius Canelis, board member. *Students*—Carolynn Berry, Lynn Baswell, Karen Canelis, Carla Davidson, Allen Eszler, Gerald Meyer, Lynn Parmeter, and Kim Proschold.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Elizabeth Hovsepian, Helen Tashjian, George Basmajian, Nathaniel Colley, Jr., Bert Silva, and Josephine Santirfo, all of Sacramento.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles R. Copperfield, South Pasadena; Mr. William J. McCann, Santa Fe Springs; Mrs. John Moreno, Santa Fe Springs; George W. Smith, Los

Angeles; Mrs. Frederick Dutton, Washington, D.C.; Mrs. C. K. McClatchy, Sacramento; Mr. Harold G. Schmiederer, Los Angeles; Mr. Charles W. Walker, Los Angeles; and William V. Wheatley, Los Angeles.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. S. Wesley Break of Redlands, Miss Donna Break of Redlands, and Miss Cathy Break of Visalia.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert W. Brown, Menlo Park, and Reverend Abe Dohi, San Mateo.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. L. A. Rogerson, Palo Alto; and Charles N. Bishop, San Jose.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ben Rose, Marysville; Mr. William J. Monahan, Marysville; Mrs. Annette Brown, Publisher, *Imperial Valley Weekly*, El Centro; Mr. Joe Moore, Director, Imperial Irrigation District, Imperial; Mr. Wm. Stadler, Public Information Officer, Imperial Irrigation District, El Centro; and Mr. Humphrey Blaisdell, Executive Secretary, Imperial Irrigation District, El Centro.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jeanne Bannister of Porterville.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. M. Carney of San Bernardino, and Mr. Charles E. Galleher of San Francisco.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harris Messner, Judge of the Superior Court of Del Norte County, Crescent City.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ugo Cavaiani of Delhi, Merced County.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert Spears, La Mesa; Mr. William Quirk, San Diego; Mr. H. A. Bell, Los Angeles; Mrs. Mary Alice Pounds, Sacramento; Mayor Edwin Sklar, Oceanside; Mr. Austin Dale, Oceanside; Mr. and Mrs. Erskine Sandeys, San Diego; Mr. Harry Griffen, San Diego; Mr. Byron Miller, San Diego; and Mr. William G. Catlin, La Mesa.

On request of Senators Farr, Rodda, and Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Fred Dutton of Washington, D.C., and Mrs. C. K. McClatchy of Sacramento.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Trimble, District Attorney, Tehama County, of Red Bluff; and Walter O'Sullivan, District Attorney's Investigator, Tehama County, Red Bluff.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Walter Eagan, Santa Rosa; and Mr. and Mrs. Ernie Smith, Glen Ellen.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Robert Cutter, Chairman of the Board, Cutter Laboratories, Berkeley; and Mrs. Clara Shipser, Berkeley.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Stephen Carney, Stockton; Doyle Williams, Stockton; Charles Pierce, Stockton; Joe Rivera, Stockton; and David Meath, Stockton.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Bienvenu, Modesto; and Dr. Harry Wiser, Modesto.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John A. Hardy, Fresno; and Mr. and Mrs. Frank Burns, Englewood.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Frank Green, Riverside.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Natalie Morrmann, Miss Jan Sturgeon, and Mr. Joseph Ziff, Business Representative, Local Union No. 6, International Brotherhood of Electrical Workers, 55 Fillmore St., all of San Francisco.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Salida Union Elementary School of Stanislaus County: *Adults*—Dimple Lusk, Donald Heiland, Joel Ivie, and Loyed Atwell. *Students*—Gary Boer, Phillip Caves, George Cribbet, Stephen Gonzales, Keith Jarman, Richy Lea, Michael Manos, Warren McArthur, Darrel Paioni, Eldon Parker, Dennis Pollard, Billy Poulos, Ben Selby, Ronald Shaffer, Manuel Silva, Steve Smith, Gary Streder, Barry Velthoen, Eddie Walters, Johnny Werner, Charles Williams, Sandra Blanus, Carol Cripe, Gerry Ennos, Penney Gonzales, Kathy Jenkins, Correen Kelley, Lynda Richardson, Barbara Cave, Juanita Hamilton, Tony Buffington, Louis Costa, Donald Crabtree, Lyle Crabtree, Billy Genasci, Robert Gowans, David Rumble, Claude Terry, Dewayne Terry, Arthur Bowman, Christine Serna, Cathy Tuers, David Craytor, Joel Ivie, Jeffrey Kelley, Pat Kiernan, James Pogue, Lynn Thompson, Howard Wessling, Linda Gowans, Judy Kiyoi, Linda Logsdon, Darlene Miller, Marie Nutt, Janna Lou Prickett, Louise Rogers, Carla Shaffer, Gloria Spiess, Edwin Bennett, Manuel Castillo, Paul Caves, Howard Cheek, Donald Evans, Rodney Flory, Andy Gilliland, Kenneth Goodwin, David Jones, Sammy Nickerson, Tommy Richards, Ronald Richardson, Curtis Selby, Ronald Shirk, Dennis Snow, James Walling, Grant Williams, Melvin Allison, Gail Briant, Dorothy Caldwell, Sally Castillo, Patricia Coffey, Linda Cribbet, Kathleen Glenn, Judy Hazeltine, Brenda Richardson, Edna Sue Smith, Marilyn Williams, Judy Weaver, and Sharan Payne.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Anne Diamant and Mrs. Dorothy Goodwin of Alameda; and Mesdames Lois Cooley, Rosalie Creque, Helen Holmdahl, Fern White, Marie Hurd, Winifred Jackson, Thelma Landis, Mary Lee, Harriet McKellar, Rose A. Miller, Mollie Nolan, E. C. Friedigkeit, Florence Ragle, Lottie Ruggiero, Effie Sample, Olive Seppala, Lillian W. Thomas, Elizabeth Trottier, and Helen Walker, all of Oakland.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Luella Wenger, Viola Peterson, Bessie Whitfield, Everett L. Fountain, Lily Kay, Burney O. Kay, of Modesto; and R. W. Britt, Josephine Dodd, Olive Johnson, Ora Britt, Mary Feuscher, and Josephine Dodd, of Oakdale, members of the Oakdale and Stanislaus County Pomona Grange.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ruth Fuller of Fort Bragg.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF WYOMING OFFICE OF THE SECRETARY OF STATE

United States of America, }
State of Wyoming } ss.

I, THYRA THOMSON, Secretary of the State of Wyoming, do hereby certify that this is a full, true and correct copy of Enrolled Joint Memorial No. 12, House of Representatives, being Original House Joint Memorial No. 12, as passed by the 37th Legislature of the State of Wyoming, and approved by the Governor on February 2, 1963, at 9.07 a.m.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Wyoming.

Done at Cheyenne, the Capital, this 11th day of March A.D. 1963.

(SEAL)

THYRA THOMSON, Secretary of State
By JOHN G. HANES, Deputy

Original House Joint Memorial No. 12

Enrolled Joint Memorial No. 12, House of Representatives

37TH STATE LEGISLATURE OF THE STATE OF WYOMING

A joint memorial memorializing the Congress of the United States concerning wilderness legislation and opposing the creation or extension of wilderness areas within the State of Wyoming.

Be it Resolved by the Legislature of the State of Wyoming:

WHEREAS, Bills have been introduced in the United States Congress to establish a national wilderness preservation system; and

WHEREAS, These bills would create wilderness areas in Wyoming; and

WHEREAS, The creation of wilderness areas would interfere with the development of Wyoming's water resources, and would jeopardize the multiple-use concept of the areas for the projection of water, forage, timber, minerals and recreational opportunities, which multiple-use concept policy has been in effect for over 50 years, and has shaped the economy of the West; now, therefore, be it

Resolved by the House of the 37th Legislature of the State of Wyoming, the Senate of such Legislature concurring, That the President and Congress of the United States of America be and they are hereby memorialized to consider fairly and diligently the welfare and interest of the people of the State of Wyoming, who oppose the creation or extension of wilderness areas in Wyoming: that, furthermore, if such wilderness areas are necessary and desired in other states, that areas adjacent to

centers of population be purchased and returned to the wilderness state, believing that such a program would make wilderness areas available to more people of the country than the creation of such areas in the West, and so forth.

Resolved, That certified copies hereof be promptly transmitted to the President and Vice President of the United States, the Speaker of the House of Representatives of said Congress, United States Senator Gale McGee, United States Senator Edward I. Simpson, Representative in Congress William Henry Harrison, and the state legislatures of all the states of the United States.

Approved 9:07 a.m., February 2, 1963. CLIFFORD P. HANSEN, Governor
MARLIN T. KURTZ, Speaker of the House
CHARLES G. IRWIN, President of the Senate

STATE OF WYOMING
OFFICE OF THE SECRETARY OF STATE

United States of America, } ss
State of Wyoming. }

I, THYRA THOMSON, Secretary of the State of Wyoming, do hereby certify that this is a full, true and correct copy of Enrolled Joint Memorial No. 9, House of Representatives, being Original House Joint Memorial No. 7, as passed by the 37th Legislature of the State of Wyoming, and approved by the Governor on January 31, 1963, at 5:53 p.m.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Wyoming.

Done at Cheyenne, the Capital, this 29th day of March A.D. 1963.

(SEAL)

THYRA THOMSON, Secretary of State
By JOHN G. HANES, Deputy

Original House Joint Memorial No. 7
Enrolled Joint Memorial No. 9, House of Representatives

37th STATE LEGISLATURE OF THE STATE OF WYOMING

A joint memorial memorializing the Congress of the United States of America, the Secretary of the Interior, and the Bureau of Land Management, with reference to passing legislation granting ninety percent (90%) of all monies from the sale of, or as bonuses, royalties, or rentals, on federally controlled minerals within the State of Wyoming to the State of Wyoming. The people of the sovereign State of Wyoming recognize that the United States of America continues to pay ninety percent (90%) of all the lands within the borders of the State of Wyoming, and over seventy percent (70%) of the minerals on, in or under the lands of the State of Wyoming.

Be it Resolved by the Legislature of the State of Wyoming:

WHEREAS, The surface and minerals constitute an important part of the life and economy of the State of Wyoming; and

WHEREAS, Only thirty-seven and one-half percent (37 1/2%) of all royalties that the federal government collects on federal lands in Wyoming is returned to the state; and

WHEREAS, The financial needs of the states are becoming more acute each year; and

WHEREAS, Alaska in its Act of Admission was given ninety percent (90%) of the mineral royalties on federal lands and on private lands in which the federal government has reserved the minerals; and

WHEREAS, The island states have been granted the mineral rights on offshore submerged lands; and

WHEREAS, Historically, eastern states were given all of the land within their confines; and

WHEREAS, The State of Wyoming and the western states have been denied equality of treatment as given Alaska, island states, and the eastern states; now, therefore, be it

Resolved by the House of Representatives of the 37th Legislature of the State of Wyoming, the Senate of said Legislature concurring, That the President and Congress of the United States of America, be and they are hereby requested to favor and diligently consider the welfare and interest of the people of the State of Wyoming who favor legislation providing that ninety percent (90%) of all monies received from the sale of or as bonuses, royalties, or rentals on federally controlled minerals within the State of Wyoming, be paid by the Treasury of the United States, to the State of Wyoming, to be used as the Legislature of the State of Wyoming may direct; and be it further

Resolved, That certified copies thereof be promptly transmitted to the President and Vice President of the United States, the Speaker of the House of Representatives of said Congress, United States Senator Gale McGee, United States Senator Milward L. Simpson, and Representative in Congress William Henry Harrison, to the Secretary of the Interior, to the Director of the Bureau of Land Management, and to the state legislatures of all the states of the United States.

APPROVED, 5.53 p.m., January 31, 1963: CLIFFORD P. HANSEN, Governor.

CHARLES G. IRWIN, President of the Senate

MARLIN T. KURTZ, Speaker of the House

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 3, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Bill No. 16

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, April 3, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Joint Resolution No. 8

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

By SUMNER C. MITCHELL, Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, April 3, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 13

Assembly Bill No. 112

Assembly Bill No. 154

Assembly Bill No. 240

Assembly Bill No. 274

Assembly Bill No. 288

Assembly Bill No. 289

Assembly Bill No. 302

Assembly Bill No. 303

Assembly Bill No. 316

Assembly Bill No. 619

Assembly Bill No. 741

Assembly Bill No. 747

Assembly Bill No. 750

Assembly Bill No. 751

Assembly Bill No. 843

Assembly Bill No. 847

Assembly Bill No. 872

Assembly Bill No. 1034

Assembly Bill No. 1035

Assembly Bill No. 1095

Assembly Bill No. 1222

Assembly Bill No. 1271

Assembly Bill No. 1276

Assembly Bill No. 1277

Assembly Bill No. 1291

Assembly Bill No. 1292

Assembly Bill No. 1324

Assembly Bill No. 1346

Assembly Bill No. 1403

Assembly Bill No. 1432

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 13—An act to amend Sections 31593, 31593.5, 31828, 31829, 31830, 31860, and 31867 of, and to add Sections 31569.3 and 31866.5 to, the Streets and Highways Code, relating to vehicle parking districts.

Referred to Committee on Transportation.

Assembly Bill No. 112—An act to add Sections 20962.5, 21405, 27229.1, 27266.1, 30321.5, 30586, 32226.5, 32475, 34503, 34808, 37658, 40104, 40659, 55187, 55309, 55917, 55930.5, 55950.5, 55959.5, 55967.5, 60122.5, 60156, and 71312 to; to add Chapter 2.5 (commencing with Section 27050) to Part 11 of Division 11, Chapter 6 (commencing with Section 28000) to Part 11 of Division 11, Chapter 2.4 (commencing with Section 37590) to Part 8 of Division 13, Chapter 2.5 (commencing with Section 48300) to Part 10 of Division 14, and Chapter 2.6 (commencing with Section 55905) to Part 5 of Division 16 of, and to amend Sections 30321, 30322, 60122, 60123, and 60124 of the Water Code; to amend Sections 71191 and 71192 of the Water Code, as added by Senate Bill No. 15; to amend Section 3 of, and to add Section 14.1 to, the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911); to add Sections 8.5, 20.5, 40.5, and 41.5 to the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927); to add Sections 4.5 and 7.1 to Chapter 641 of the Statutes of 1931; to add Sections 8.5, 19.5, 47.5, 49.6, 50.5, and 57.5 to the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931); and to add Section 12171 to the Government Code; relating to information regarding the formation, change of boundaries, merger, consolidation, and dissolution of water districts.

Referred to Committee on Water Resources.

Assembly Bill No. 154—An act to amend Section 11102 of the Vehicle Code, relating to driving schools and instructors.

Referred to Committee on Transportation.

Assembly Bill No. 240—An act to amend Section 5823 and to repeal Section 5823.5 of the Public Resources Code, relating to small craft harbors.

Referred to Committee on Natural Resources.

Assembly Bill No. 274—An act to amend Sections 4000, 9400, 24951, 25100, 29004, and 35785 of, and to add Sections 378 and 35416 to, the Vehicle Code, relating to vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 288—An act to amend Section 455 of the Elections Code, relating to indexes of voter registrations.

Referred to Committee Elections.

Assembly Bill No. 289—An act to add Section 25304 to the Elections Code, relating to the election of judges.

Referred to Committee Elections.

Assembly Bill No. 302—An act to add Article 8 (commencing with Section 31130) to Chapter 1 of Part 5 of Division 12 of the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Assembly Bill No. 303—An act to add Article 5 (commencing with Section 35500) to Chapter 2 of Part 5 of Division 13 of the Water Code, relating to sewer facilities.

Referred to Committee on Local Government.

Assembly Bill No. 316—An act to add Section 221 to the Revenue and Taxation Code, relating to the taxation of imported raw materials.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 619—An act to amend Section 1775 of the Labor Code, relating to wages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 741—An act to amend Section 8436 of the Fish and Game Code, relating to fresh-water fish.

Referred to Committee on Fish and Game.

Assembly Bill No. 747—An act to amend Sections 4383 and 4384 of the Agricultural Code, relating to distributors of fluid milk and cream, to take effect immediately, tax levy.

Referred to Committee on Agriculture.

Assembly Bill No. 750—An act to amend Sections 7183 and 7184 of, and to add Section 7186 to, the Fish and Game Code, relating to California sport fishing licenses and Arizona and California special use stamps, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Fish and Game.

Assembly Bill No. 751—An act to amend Section 5933 of the Fish and Game Code, relating to fishways.

Referred to Committee on Fish and Game.

Assembly Bill No. 843—An act to add Section 16606.5 to the Education Code, relating to child care centers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 847—An act to amend Sections 351 and 12501 of the Vehicle Code, relating to implements of husbandry.

Referred to Committee on Transportation.

Assembly Bill No. 872—An act to amend Sections 7401 and 7454 of the Revenue and Taxation Code, relating to bonding requirements of distributors under the Motor Vehicle Fuel License Tax Law.

Referred to Committee on Transportation.

Assembly Bill No. 1034—An act to add Section 1098 to the Government Code, relating to public officers and employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1035—An act to add Section 1090.5 to the Government Code, relating to interest of public officers in contracts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1095—An act to add Section 35850.5 to the Water Code, relating to California water districts.

Referred to Committee on Water Resources.

Assembly Bill No. 1222—An act to amend Section 12 of the Placer County Water Agency Act (Chapter 1234, Statutes of 1957), relating to the Placer County Water Agency, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Assembly Bill No. 1271—An act to amend Section 2210 of the Business and Professions Code, relating to physician's and surgeon's certificates.

Referred to Committee on Business and Professions.

Assembly Bill No. 1276—An act to amend Section 1420 of the Insurance Code, relating to dividends paid by reciprocal insurers.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1277—An act relating to the conveyance of land to the County of San Benito for public road purposes.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1291—An act to amend Section 40513 of the Vehicle Code, relating to giving of notice to appear.

Referred to Committee on Transportation.

Assembly Bill No. 1292—An act to amend Section 22103 of the Vehicle Code, relating to turning in a residence district.

Referred to Committee on Transportation.

Assembly Bill No. 1324—An act to amend Sections 6407, 6408 and 6410 of the Financial Code and to add Sections 956 and 1182 to, and amend Sections 11715 and 1485 of, the Insurance Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1346—An act to add Section 273 to the Revenue and Taxation Code, relating to the welfare exemption.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1403—An act to amend Sections 11704 and 11705 of the Education Code, relating to public school pupils.

Referred to Committee on Education.

Assembly Bill No. 1432—An act to amend Section 21706 of the Vehicle Code, relating to following emergency vehicles.

Referred to Committee on Transportation.

LETTER OF TRANSMITTAL

SENATE CHAMBER, STATE CAPITOL
SACRAMENTO, April 2, 1963

Hon. Glenn M. Anderson
President of the Senate
Senate Chamber, State Capitol
Sacramento, California

MR. PRESIDENT: Pursuant to Rule 12.5 of the Permanent Standing Rules of the Senate, Senate Resolution No. 129, read and adopted May 16, 1961, at the Regular Session of the Legislature, and Senate Resolution 184, offered June 8, 1961, at the Regular Session of the Legislature and referred to this committee by the Senate Committee on Rules, the Senate Fact Finding Committee on Labor and Welfare submits its report on the California State Board of Social Welfare.

Outstanding assistance has been rendered to us by Professor Justin Sweet of the University of California School of Law, Berkeley, and Harris E. Hogan, Principal Administrative Analyst of the Legislative Analyst's Office, Joint Budget Committee. The thorough and incisive studies are reports they made at our request have been of inestimable value not only to this committee but to the entire field of public welfare.

Many other individuals, groups, and agencies have contributed significantly to our endeavor in this field and we greatly appreciate their time and effort.

Respectfully submitted,

JAMES A. COBEY, Chairman
VERNON L. STURGEON, Vice Chairman
JOSEPH A. RATTIGAN
ALBERT S. RODDA
ALVIN C. WEINGAND

Letter of transmittal ordered printed in the Journal, and Report printed in the Appendix to the Journal.

MOTION TO PRINT REPORT

Senator Cobey moved that 2,000 copies of the Report of the Senate Fact Finding Committee on "The California State Board of Social Welfare" be printed for distribution.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 106—An act to amend Section 646 of the Probate Code, relating to administration of estates;

Senate Bill No. 151—An act to repeal Chapter 1413 of the Statutes of 1957, relating to the Mono County Public Utility District;

Senate Bill No. 155—An act to amend Section 782 of the Probate Code, relating to publication of notice in private sales of real property;

And reports that the same have been correctly enrolled, and presented to the Governor on the 3d day of April, 1963, at 11 a.m.

BURNS, Chairman

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 161

Senate Bill No. 357

Senate Bill No. 175

Senate Bill No. 644

Senate Bill No. 198

Senate Bill No. 805

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 2, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 316

Senate Bill No. 356

Senate Bill No. 355

Senate Bill No. 823

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 17

Senate Bill No. 608

Senate Bill No. 763

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 473

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 344

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 433

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 813

Assembly Bill No. 1091

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 682

Assembly Bill No. 693

Assembly Bill No. 1110

Assembly Bill No. 971

Assembly Bill No. 959

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 374
Senate Bill No. 407

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 370 Assembly Bill No. 708
Senate Bill No. 509 Assembly Bill No. 855

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 446 Senate Bill No. 768
Senate Bill No. 536 Senate Concurrent Resolution No. 43

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 756

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Senate Bill No. 528
Assembly Bill No. 511

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

STURGEON, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 633

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

QUICK, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:
Senate Bill No. 413
Senate Bill No. 563
Senate Bill No. 741

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

QUICK, Vice Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Agriculture, to which were referred:
Assembly Bill No. 389
Assembly Bill No. 618

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

O'SULLIVAN, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:
Senate Bill No. 689
Senate Bill No. 778
Assembly Bill No. 489

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass, as amended.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 604

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 604

Senator Rodda moved that Senate Bill No. 604 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 604—An act to amend Section 2745 of, and to add Sections 926.1, 1833.1, 25449.1, and 25449.2 to, the Education Code, relating to junior colleges.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 8, 1963, after "1833.1," insert "2593, 2792,".

Amendment No. 2

In line 2 of the title, after "to," insert "and to add Article 15 (commencing with Section 25495) to Chapter 2 of Division 18.5 of,".

Amendment No. 3

On page 1, line 13, after the period, insert "Such order shall be reviewed by the county committee on school district organization which, after completing its review, shall transmit a copy of the order, with its recommendations, to the State Board of Education for approval. The order shall become effective only if it is approved by the State Board of Education."

Amendment No. 4

On page 1, line 17, after "effected," insert "but only if the State Board of Education has approved the order of transfer of property,".

Amendment No. 5

On page 2, between lines 30 and 31, insert

"SEC. 1.5. Section 2792 is added to said code, to read:

2792. When a high school district ceases to maintain a junior college by virtue of its inclusion in a new or reorganized junior college district, all property of the high school, both real and personal, used for junior college purposes may be transferred to the junior college district upon order of the governing board of the high school district. Such order shall be reviewed by the county committee on school district organization which, after completing its review, shall transmit a copy of the order, with its recommendations, to the State Board of Education for approval. The order shall become effective only if it is approved by the State Board of Education.

Within sixty (60) days after the formation of the junior college district has been effected, but only if the State Board of Education has approved the order of transfer of the property, the governing board of the high school district shall, by order entered upon its minutes, determine what proportion of the then outstanding bonded indebtedness of the high school district was incurred for the acquisition or improvement of said property transferred to the junior college district pursuant to this section. The junior college district shall be liable for paying the principal and interest on such portion of the then outstanding bonded indebtedness of the high school district. The amount of such portion of outstanding bonded indebtedness shall be included in determining the maximum amount of bonds which the junior college district may issue and shall be excluded in determining the maximum amount of bonds the high school district may issue."

Amendment No. 6

On page 3, line 7, after the period, insert "Such order shall be reviewed by the county committee on school district organization which, after completing its review, shall transmit a copy of the order, with its recommendations, to the State Board of Education for approval. The order shall become effective only if it is approved by the State Board of Education."

Amendment No. 7

On page 3, line 9, after "effected," insert "but only if the State Board of Education has approved the order of transfer of property,".

Amendment No. 8

On page 3, between lines 21 and 22, insert

"Sec. 3.5. Section 2593 is added to Division 5 of said code, as proposed to be added by Senate Bill No. 718, to read:

2593. When a high school district ceases to maintain a junior college by virtue of its inclusion in a new or reorganized junior college district, all property of the high school, both real and personal, used for junior college purposes may be transferred to the junior college district upon order of the governing board of the high school district. Such order shall be reviewed by the county committee on school district organization which, after completing its review, shall transmit a copy of the order, with its recommendations, to the State Board of Education for approval. The order shall become effective only if it is approved by the State Board of Education.

Within sixty (60) days after the formation of the junior college district has been effected, but only if the State Board of Education has approved the order of transfer of the property, the governing board of the high school district shall, by order entered upon its minutes, determine what proportion of the then outstanding bonded indebtedness of the high school district was incurred for the acquisition or improvement of said property transferred to the junior college district pursuant to this

section. The junior college district shall be liable for paying the principal and interest on such portion of the then outstanding bonded indebtedness of the high school district. The amount of such portion of outstanding bonded indebtedness shall be included in determining the maximum amount of bonds which the junior college district may issue and shall be excluded in determining the maximum amount of bonds the high school district may issue."

Amendment No. 9

On page 3, line 49, after the period, insert "Such order shall be reviewed by the county committee on school district organization which, after completing its review, shall transmit a copy of the order, with its recommendations, to the State Board of Education for approval. The order shall become effective only if it is approved by the State Board of Education."

Amendment No. 10

On page 4, line 2, after "effected," insert "but only if the State Board of Education has approved the order of transfer of property,".

Amendment No. 11

On page 4, between lines 13 and 14, insert
"Sec. 6. Article 15 (commencing with Section 25495), is added to Chapter 2 of Division 18.5 of said code, as proposed to be added by Senate Bill No. 78, to read:

Article 15. Transfer of Property to New Junior College Districts

25495. When a high school district ceases to maintain a junior college by virtue of its inclusion in a new or reorganized junior college district, all property of the high school, both real and personal, used for junior college purposes may be transferred to the junior college district upon order of the governing board of the high school district. Such order shall be reviewed by the county committee on school district organization which, after completing its review, shall transmit a copy of the order, with its recommendations, to the State Board of Education for approval. The order shall become effective only if it is approved by the State Board of Education.

Within sixty (60) days after the formation of the junior college district has been effected, but only if the State Board of Education has approved the order of transfer of the property, the governing board of the high school district shall, by order entered upon its minutes, determine what proportion of the then outstanding bonded indebtedness of the high school district was incurred for the acquisition or improvement of said property transferred to the junior college district pursuant to this section. The junior college district shall be liable for paying the principal and interest on such portion of the then outstanding bonded indebtedness of the high school district. The amount of such portion of outstanding bonded indebtedness shall be included in determining the maximum amount of bonds which the junior college district may issue and shall be excluded in determining the maximum amount of bonds the high school district may issue."

Amendment No. 12

On page 4, strike out line 14, and insert

"SEC. 7. Sections 2, 3, and 3.5 of this act shall become operative".

Amendment No. 13

On page 4, line 20, after "to", insert ", and Article 15 (commencing with Section 25495) added to Chapter 2 of Division 18.5 of,".

Amendment No. 14

On page 4, strike out line 21, and insert "Sections 2745 and 2792 of the Education Code amended and added, respectively, by this act are".

Amendment No. 15

On page 4, line 23, strike out "and 5", and insert ", 5, and 6".

Amendment No. 16

On page 4, line 27, strike out "and 1833.1", and insert ", 1833.1, and 2593".

Amendment No. 17

On page 4, line 28, strike out "Section 2745", and insert "Sections 2745 and 2792".

Amendment No. 18

On page 4, strike out line 29, and insert "amended and added, respectively, by this act are repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred: Senate Bill No. 525

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McATEER, Chairman

MOTION TO AMEND SENATE BILL NO. 525

Senator Holmdahl moved that Senate Bill No. 525 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 525—An act to amend Sections 2410, 2412.5, 2413.6, and 2415 of the Labor Code, relating to labor camps and employee housing, and making an appropriation.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

Strike out the title of the printed bill, and insert:

"An act to amend the heading of Article 4 (commencing with Section 2410), Chapter 1, Part 9, Division 2 of, and Sections 2410, 2410.4, 2411, 2412.5, 2413.5, 2413.6, 2415, 2417, 2418, 2419, 2419.5, and 2421 of, the Labor Code, relating to labor camps and employee housing."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after the enacting clause, insert

"SECTION 1. The heading of Article 4 (commencing with Section 2410), Chapter 1, Part 9, Division 2 of the Labor Code is amended to read:

Article 4. [Camps.] *Places of Habitation.*"

Amendment No. 3

On page 1, line 1, strike out "SECTION 1. Section 2410 of the Labor", and insert "SEC. 2. Section 2410 of said".

Amendment No. 4

On page 1, line 12, strike out the period, and insert ", effective July 1, 1964."

Amendment No. 5

On page 1, after line 19, insert

"(f) 'Employee housing' shall mean apartment houses, hotels, motels, dwellings or 'organized camps' (as defined in Section 18897 of the Health and Safety Code) where the employment is related to the management, maintenance, or operation of an apartment house, hotel, motel or organized camp (as defined in Section 18897 of the Health and Safety Code).

SEC. 3. Section 2410.4 of said code is amended to read:

2410.4. Every owner or operator of a camp or *employee housing* shall register such camp or *employee housing* with the Division of Housing annually. Such registration shall be done prior to January 31 of each year, and shall apply to every camp whether occupied or not.

Prior to the construction or establishment of any new or additional camp, the owner or operator thereof shall notify the division and register such camp prior to occupancy; except that under emergency conditions such notification and registration may be made not later than five days after occupancy.

Registration shall be on forms supplied by the division and shall contain the following information:

- (a) The name and address of the owner and/or the operator.
- (b) The location of the camp.
- (c) The dates and period or periods of intended occupancy.
- (d) The number of occupants proposed to be housed.
- (e) A complete description of the facilities comprising the camp.

The information required by subdivisions (b) to (e), inclusive, may be omitted after initial registration if there has been no change therein since the last previous registration.

SEC. 4. Section 2411 of said code is amended to read:

2411. In any camp and labor supply camp or *employee housing* suitable sleeping places shall be provided for all employees; provided, however, that where employees furnish their own camping equipment, the employer shall provide and set aside a clean and well drained camping ground suitable for the purpose and subject to the provisions of this article."

Amendment No. 6

On page 2, line 3, strike out "SEC. 2", and insert "SEC. 5".

Amendment No. 7

On page 2, between lines 11 and 12, insert:

"SEC. 6. Section 2413.5 of said code is amended to read:

2413.5. Every sleeping room or kitchen [in a labor camp] shall be provided with one or more windows having an aggregate area of not less than one-eighth of the floor area of the room."

Amendment No. 8

On page 2, line 12, strike out "SEC. 3", and insert "SEC. 7".

Amendment No. 9

On page 2, line 17, strike out "SEC. 4", and insert "SEC. 8".

Amendment No. 10

On page 2, between lines 30 and 31, insert

"SEC. 9. Section 2417 of said code is amended to read:

2417. Every structure used as a messhall where food is cooked, prepared or served [in a camp] shall be kept in a clean and sanitary condition and the openings thereof shall be screened.

SEC. 10. Section 2418 of said code is amended to read:

2418. (a) Convenient and suitable bathing facilities maintained in a sanitary condition shall be provided [in every camp].

(b) One shower for each sex shall be provided for each 15 employees.

(c) The floors and walls of shower compartments shall be constructed and maintained in waterproof condition.

(d) Each shower shall be provided with hot and cold water.

SEC. 11. Section 2419 of said code is amended to read:

2419. There shall be not less than one water closet for each sex for every 15 employees or fractional part thereof living in a labor camp or *employee housing*; provided, that with the approval of the enforcement agency, other types of toilet facilities may be allowed. A privy vault shall consist of a pit at least two feet deep, with a well-constructed shelter, the openings of which shall be effectively screened. When the excreta reaches a point one foot below the surface of the ground the pit shall be filled and the shelter demolished or moved over a new pit. All excreta in a pit shall be covered with earth, ashes, lime or some similar substance.

Privy toilets shall not be located closer than 75 feet to any sleeping place or any kitchens and/or messhall.

All toilet facilities shall be constructed and maintained to the satisfaction of the enforcement agency."

Amendment No. 11

On page 2, line 31, strike out "SEC. 5", and insert "SEC. 12".

Amendment No. 12

On page 2, between lines 34 and 35 insert

"SEC. 13. Section 2421 of said code is amended to read:

2421. Every person, or the agent or officer thereof, employing persons to work in or at camps *or places of habitation* to which this article applies and the superintendent or overseer in charge of the work in or at such camps shall carry out the provisions of this article. At every camp *or place of habitation* a responsible person shall be appointed to assist in keeping the camp clean."

Amendment No. 13

On page 2, strike out lines 35 to 38, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 471

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 471

Senator Rodda moved that Senate Bill No. 471 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 471—An act to add Chapter 1.9 (commencing with Section 5099) to Division 5 of the Public Resources Code, relating to ratification of the California-Nevada Interstate Park System Compact.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 6, line 15, of the printed bill, as amended in Senate March 18, 1963, strike out "A", and insert "Except as provided in Article X, a".

Amendment No. 2

On page 6, line 36, after "regulation", insert "in any park within the interstate park system".

Amendment No. 3

On page 6, strike out lines 42 and 43; and in line 44, strike out "laws of the party states," and insert "(e) Employ".

Amendment No. 4

On page 6, line 45, strike out "such".

Amendment No. 5

On page 6, line 47, after the period, insert "The employment of personnel by the commission, except such persons or categories as may be exempted by the commission, shall be in accordance with a merit system embodied in rules and regulations adopted by the commission."

Amendment No. 6

On page 7, line 5, strike out "perssonel", and insert "personnel".

Amendment No. 7

On page 7, line 35, strike out "The commission shall be deemed to be performing", and strike out lines 36 and 37.

Amendment No. 8

On page 9, strike out lines 10 to 15, inclusive, and insert

"The commission shall adopt and transmit to the Governor of each state on the earliest date prescribed by either state for submission of budget requests a proposed budget for the ensuing fiscal year or biennium as required. Each budget so submitted shall detail the purposes for which funds are requested and shall state the functions to be performed and acts to be accomplished and shall contain an estimate of expenditures relating thereto in such form as may be required.

All fees and charges including but not limited to those provided for in Article VI of this compact which are collected in one year shall be treated as an offset to the expenditure level proposed in the next following fiscal year. Said fees and charges are hereby appropriated to the commission for expenditure in the year following their collection consistent with the purposes of the program budgeted by the co-operating states.

The commission shall determine the ratio of financial participation by each party state. Any funds appropriated shall be made available to the commission July 1 through June 30 of each fiscal year and shall be available for the purposes for which they were appropriated.

Notwithstanding any other provision of law, the commission may by resolution find an emergency situation exists and acting in accordance therewith authorize the expenditure of any funds available to them for that emergency.

All expenditures shall be accounted for at the end of the fiscal year and any unencumbered balance of an appropriation shall be returned to the credit of the appropriation from each state for the fiscal year in the same proportion as the original appropriations."

Amendment No. 9

On page 9, line 22, strike out "the commission determines", and insert "a majority of the commissioners from each state determine".

Amendment No. 10

On page 9, line 30, after the comma, insert "and the approval of such resolution by the Governors of both states".

Amendment No. 11

On page 9, line 37, after "Commission", insert "or of the appropriate state agency".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Assembly Bill No. 136

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 136

Senator Regan moved that Assembly Bill No. 136 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 136—An act to amend Section 400 of the Code of Civil Procedure, relating to procedures for petitioning for a writ of mandate.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 400", and insert "Sections 400, 1071, 1087, and 1104".

Amendment No. 2

In line 2 of the title, strike out "relating to procedures for petitioning for a writ of mandate", and insert "Section 5951 of the Labor Code, and Section 1756 of the Public Utilities Code, relating to extraordinary writs".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, after line 18, insert

"SEC. 2. Section 1071 of said code is amended to read:

1071. The writ of review must command the party to whom it is directed to certify fully to the court issuing the writ[,] at a [specified] time and place[,] *then or thereafter specified by court order* a transcript of the record and proceedings (describing or referring to them with convenient certainty), that the same may be reviewed by the court; and requiring the party, in the meantime, to desist from further proceedings in the matter to be reviewed.

SEC. 3. Section 1087 of the said code is amended to read:

1087. The writ may be either alternative or peremptory. The alternative writ must command the party to whom it is directed immediately after the receipt of the writ, or at some other specified time, to do the act required to be performed, or to show cause before the court at a [specified] time and place *then or thereafter specified by court order* why he has not done so. The peremptory writ must be in a similar form, except that the words requiring the party to show cause why he has not done as commanded must be omitted [and a return day inserted].

SEC. 4. Section 1104 of the said code is amended to read:

1104. The writ must be either alternative or peremptory. The alternative writ must command the party to whom it is directed to desist or refrain from further proceedings in the action or matter specified therein, until the further order of the court from which it is issued, and to show cause before such court[,] at a [specified] time and place[,] *then or thereafter specified by court order* why such party should not be absolutely restrained from any further proceedings in such action or matter. The peremptory writ must be in a similar form, except that the words requiring the party to show cause why he should not be absolutely restrained[, etc.,] must be omitted[, and a return day inserted].

SEC. 5. Section 5951 of the Labor Code is amended to read:

5951. The writ of review shall be made returnable [not later than thirty days after the date of the issuance thereof,] *at a time and place then or thereafter specified by court order* and shall direct the commission to certify its record in the case to the court *within the time therein specified*. [On the return day the cause shall be heard in the court unless continued for good cause.] No new or additional evidence shall be introduced in such court, but the cause shall be heard on the record of the commission, as certified to by it.

SEC. 6. Section 1756 of the Public Utilities Code is amended to read:

1756. Within 30 days after the application for a rehearing is denied, or, if the application is granted, then within 30 days after the decision on rehearing, the applicant may apply to the Supreme Court of this State for a writ of certiorari or review for the purpose of having the lawfulness of the original order or decision or of the order or decision on rehearing inquired into and determined. The writ shall be made returnable [not later than 30 days after the date of issuance,] *at a*

time and place then or thereafter specified by court order and shall direct the commission to certify its record in the case to the court within the time therein specified. [On the return day, the cause shall be heard by the Supreme Court, unless for a good reason shown it is continued.]"

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 458

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 458

Senator Short moved that Senate Bill No. 458 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 458—An act to amend Sections 7410, 8104, 8107, 8401, 8707, and 8755 of, the Financial Code, and to add Sections 5074 and 6700.1 to, the Financial Code, relating to savings and loan associations.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 1, 1963, following "Sections", insert "5253, 5700,".

Amendment No. 2

In line 3 of the title, strike out "5074 and 6700.1 to, the Financial Code", and insert "5075 and 6700.1 to said code".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Section 5253 of the Financial Code is amended to read:

5253. The commissioner may issue subpoenas and require the attendance of any officer, director, agency, salesman, collector, or employee of any association, and such other witnesses [, including former officers, directors, agents, salesmen, collectors, or employees of any association] as he deems necessary, in relation to the association's affairs, transactions, and condition. The commissioner may require such witnesses to appear and answer such pertinent questions as he directs, and may require such witnesses to produce any books, documents or other things under their control as are required by him.

SEC. 2. Section 5700 of the Financial Code is amended to read:

5700. An association shall not change the location, in whole or in part, of its principal office or of any branch office except with the approval of the commissioner.

If the proposed change is from one city to another the commissioner shall, and in any other case the commissioner may, hold a hearing upon the proposed change. If a hearing is held the commissioner shall mail notice of such hearing to each association in this State at least 20 days before such hearing, and the association requesting the commissioner's approval shall pay him a fee of two hundred fifty dollars (\$250) before such notices are mailed.

SEC. 3. Section 6700.1 is added to the Financial Code, to read:".

Amendment No. 4

On page 1, strike out lines 21 and 22, and insert
"SEC. 4. Section 5075 is added to said code, to read:
5075. An "affiliate" means:".

Amendment No. 5

On page 3, line 1, strike out "3", and insert "5".

Amendment No. 6

On page 3, line 10, following "Sec." strike out "4", and insert "6".

Amendment No. 7

On page 3, line 19, strike out "5", and insert "7".

Amendment No. 8

On page 3, line 27, strike out "6", and insert "8".

Amendment No. 9

On page 3, line 31, following "Sec.", strike out "7", and insert "9".

Amendment No. 10

On page 3, line 47, following "Sec.", strike out "8", and insert "10".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Assembly Bill No. 315

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 315

Senator Cobey moved that Assembly Bill No. 315 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 315—An act to amend Sections 43500 and 43531 of, and to add Sections 43532 and 43533 to, and to add Article 3 (commencing with Section 43555) to Chapter 4 of Part 6 of Division 14 of, the Water Code, relating to condemnation proceedings, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 18, of the printed bill as amended in Assembly March 18, 1963, strike out "territorial"; and strike out line 19, and insert "boundaries of the district, unless the board of supervisors of the county in which such property is situated declares to the contrary."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, April 2, 1963 *

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which were referred:

Assembly Bill No. 601

Assembly Bill No. 719

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 601

Senator O'Sullivan moved that Assembly Bill No. 601 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 601—An act to amend Sections 88, 92.3, 92.5, 94.5, and 94.6 of the Agricultural Code, relating to fairs and expositions.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "Code," insert "and to amend Section 25903 of the Government Code."

Amendment No. 2

On page 1, line 8, after "Finance", insert "and the State Public Works Board".

Amendment No. 3

On page 3, after line 15, insert

"SEC. 6. Section 25903 of the Government Code is amended to read:

25903. With the approval of the Department of Finance and the State Public Works Board, the amount paid into the Fair and Exposition Fund shall be available for expenditure by the county for permanent improvements for fair purposes on the property of the county, the purchase of equipment for fair purposes, or the acquisition or purchase of real property, including costs of appraisal or other incidental costs, to be used as sites for such permanent improvements. Any portion of such funds which is not so expended within three years after being paid into the State Treasury shall be added to and become a part of the amount available under law for permanent improvements upon the property of the State, citrus, county, or district agricultural associations for fair purposes, or the purchase of equipment for fair purposes, or the acquisition or purchase of real property and appraisal or other incidental costs, to be used as sites for such permanent improvements, in such amounts as are allocated by executive order of the Director of Finance."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

MOTION TO AMEND ASSEMBLY BILL NO. 719

Senator O'Sullivan moved that Assembly Bill No. 719 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 719—An act to repeal Section 92.2 of the Agricultural Code, and to amend Section 19622 of, and to repeal Sections 19626.1 and 19626.3 of, the Business and Professions Code, relating to fairs and expositions.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "amend Section 19622 of, and to".

Amendment No. 2

On page 1, strike out lines 12 to 21, inclusive; and on page 2, strike out lines 1 to 15, inclusive.

Amendment No. 3

On page 2, line 31, strike out "SEC. 3", and insert "SEC. 2."

Amendment No. 4

On page 3, line 10, strike out "SEC. 4.", and insert "SEC. 3."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 555

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 555

Senator Rodda moved that Senate Bill No. 555 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 555—An act to amend Section 8020 of, and to add Section 8023.5 to, the Business and Professions Code, and to add Section 68105 to the Government Code, relating to shorthand reporters, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "and being a"; strike out lines 7 and 8; and in line 9, strike out "the date of his admission".

Amendment No. 2

On page 2, line 36, after "citizen", insert "and who is a certified shorthand reporter".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 1269

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1269

Senator Donnelly moved that Assembly Bill No. 1269 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1269—An act to add Sections 3119.1 and 3119.2 to, and to amend Sections 3124 and 3168 of, the Education Code, relating to school district organization declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In the heading of the printed bill, strike out "and Beilefson", and insert "Beilenson, and Dannemeyer".

Amendment No. 2

On page 1, line 10, strike out ", commencing at Section 21701," and insert "(commencing at Section 21701) of".

Amendment No. 3

On page 1, line 17, strike out ", commencing at Section 21701," and insert "(commencing at Section 21701)".

Amendment No. 4

On page 2, strike out lines 7 and 8, and insert "five if the percentage of votes required for the passage of the bond issue as provided in Section 18 of Article XI of the Constitution are cast in favor of the proposition for issuance of the bonds. The".

Amendment No. 5

On page 2, strike out lines 35 to 37, inclusive, and insert "is approved by the percentage of votes required for the passage of a bond issue as provided in Section 18 of Article XI of the Constitution, cast in the district or portion thereof which is to incur such indebtedness. The proceedings".

Amendment No. 6

On page 3, line 6, strike out "two-thirds", and insert "the percentage of votes prescribed by Section 18 of Article XI of the California Constitution for passage of a bond issue".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

**WITHDRAWAL AND RE-REFERENCE OF SENATE BILLS NOS. 694,
943, 959, 1025, 1029, SENATE CONSTITUTIONAL AMENDMENT
NO. 10, AND ASSEMBLY BILL NO. 235**

Senator Rattigan moved that Senate Bills Nos. 694, 943, 959, 1025, 1029, Senate Constitutional Amendment No. 10, and Assembly Bill No. 235, be withdrawn from Committee on Local Government and be re-referred to Committee on Education.

Motion carried.

**WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 821
AND ASSEMBLY BILL NO. 487**

Senator Rattigan moved that Senate Bill No. 821 and Assembly Bill No. 487 be withdrawn from Committee on Local Government and re-referred to Committee on Transportation.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 905

Senator Rattigan moved that Senate Bill No. 905 be withdrawn from Committee on Local Government and re-referred to Committee on Judiciary.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 955

Senator Rattigan moved that Senate Bill No. 955 be withdrawn from Committee on Local Government and re-referred to Committee on Social Welfare.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 977

Senator Rattigan moved that Senate Bill No. 977 be withdrawn from Committee on Local Government and re-referred to Committee on Governmental Efficiency.

Motion carried.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Concurrent Resolution No. 26—Relative to requesting the Division of Highways in the Department of Public Works to study the needs and feasibility of adding certain routes to the State Highway System in Merced County.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 323—An act to amend Section 42001 of, and to add Section 42001.5 to, the Vehicle Code, relating to fines and penalties.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 102—An act to add Section 1444 to the Probate Code, relating to summary proceeding for minors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 623—An act to add Section 285.1 to the Code of Civil Procedure, relating to withdrawals of attorneys of record in domestic relations proceedings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 714—An act to amend Sections 506, 568, 656, 663, 725, 727, 729, and 781 of the Welfare and Institutions Code, relating to juvenile courts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 624—An act to amend Sections 932, 1555 and 1907 of the Probate Code, relating to the rendering of accounts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "absconds, dies," and insert "dies".

Amendment No. 2

On page 1, line 17, after the comma, insert "or he absconds,".

Amendment No. 3

On page 2, line 18, strike out "absconds, dies," and insert "dies".

Amendment No. 4

On page 2, line 20, after the comma, insert "or he absconds,".

Amendment No. 5

On page 2, line 47, strike out "absconds, dies," and insert "dies".

Amendment No. 6

On page 2, line 49, after the comma, insert "or he absconds,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 42—An act to add Division 3.6 (commencing with Section 810) to Title 1 of the Government Code, and to amend Sections 340, 1095 and 1242 of the Code of Civil Procedure, and to repeal Sections 903, 1041, 1042, 13551, 15512, 15513, 15514, 15515 and 15516 of the Education Code, and to repeal Article 1 (commencing with Section 1950) of Chapter 6 of Division 4 of Title 1 of, Article 6 (commencing with Section 50140) of Chapter 1 of Part 1 of Division 1 of Title 5 of, Article 3 (commencing with Section 53050) of Chapter 2 of Part 2 of Division 1 of Title 5 of, and Sections 2002.5, 39586, 54002,

61627 and 61633 of, the Government Code, and to amend Sections 943 and 954 of, and to repeal Chapter 23 (commencing with Section 5640) of Part 3 of Division 7 of, the Streets and Highways Code, and to repeal Article 10 (consisting of Section 51480) of Part 7 of Division 15 of, Chapter 5 (commencing with Section 60200) of Part 3 of Division 18 of, and Sections 22725, 22726, 22730, 22731, 31083, 31089, 31090, 35750, 35751, 35755, 35776, 50150 and 50152 of, the Water Code, and to amend Sections 6005, 6610.3 and 6610.9 of the Welfare and Institutions Code, and to repeal Section 21 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), and to repeal Section 10 of Chapter 641 of the Statutes of 1931 (Flood Control and Flood Water Conservation District Act), relating to liability of public entities and public officers, servants and employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 12 of the printed bill, as amended in Senate March 19, 1963, strike out lines 30 to 52, inclusive; and on page 13, strike out lines 1 to 5, inclusive.

Amendment No. 2

On page 13, line 21, after "employee", insert ", and the public entity where the employee is acting within the scope of his employment,".

Amendment No. 3

On page 13, line 21, strike out "his", and insert "the employee's".

Amendment No. 4

On page 13, line 29, strike out "is liable if he", and insert ", and the public entity where the employee is acting within the scope of his employment, is liable if the employee".

Amendment No. 5

On page 13, line 36, after "malpractice", insert "or exonerates the public entity from liability for injury proximately caused by such malpractice".

Amendment No. 6

On page 15, strike out lines 10 to 39, inclusive.

Amendment No. 7

On page 16, line 25, after "employee", insert ", and the public entity where the employee is acting within the scope of his employment,".

Amendment No. 8

On page 16, line 26, strike out "his", and insert "the employee's".

Amendment No. 9

On page 18, between lines 14 and 15, insert

"CHAPTER 6. ADMINISTRATION OF TAX LAWS

860. As used in this chapter, "tax" includes a tax, assessment, fee or charge.
860.2. Neither a public entity nor a public employee is liable for an injury caused by:

(a) Instituting any judicial or administrative proceeding or action for or incidental to the assessment or collection of a tax.

(b) An act or omission in the interpretation or application of any law relating to a tax.

860.4. Nothing in this chapter affects any law relating to refund, rebate, exemption, cancellation, amendment or adjustment of taxes."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 47—An act to add Sections 3365 and 3366 to, and to amend Sections 4458 and 4458.2 of, and to repeal Section 4458.5 of, the Labor Code, relating to workmen's compensation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate February 26, 1963, strike out line 3, and insert

"3365. For the purposes of this division:

(a) Notwithstanding Sections 2700, 2766, and 2791".

Amendment No. 2

On page 1, line 4, strike out "for the purposes of this division", and insert "except as provided in subdivisions (b) and (c)".

Amendment No. 3

On page 1, line 6, after "persons", strike out the comma, and insert a parenthesis.

Amendment No. 4

On page 1, line 7, after "contractor", strike out the comma, and insert "or an employee of an independent contractor)".

Amendment No. 5

On page 1, between lines 13 and 14, insert

"(b) A member of the armed forces of the United States while serving under military command in suppressing a fire is not an employee of a public entity.

(c) Neither a person who contracts to furnish aircraft with pilots to a public entity for fire prevention or suppression service, nor his employees, shall be deemed to be employees of the public entity; but a person who contracts to furnish aircraft to a public entity for fire prevention or suppression service and to pilot the aircraft himself shall be deemed to be an employee of the public entity."

Amendment No. 6

On page 1, line 18, strike out "other than an independent contractor," and insert "(other than independent contractor or an employee of an independent contractor)".

Amendment No. 7

On page 2, line 3, strike out "If", and insert "Except as provided in subdivision (b), if".

Amendment No. 8

On page 2, between lines 15 and 16, insert

"(b) In the case of an inmate of a penal or correctional institution who is deemed to be an employee under Section 3365, irrespective of his remuneration, his average weekly earnings for the purposes of determining temporary disability indemnity and permanent disability indemnity shall be taken at the minimum fixed for each, respectively, in Section 4453. Four times his average annual earnings in disability cases shall be taken at the minimum limit provided in Section 4452."

Amendment No. 9

On page 2, line 16, strike out "(b)", and insert "(c)".

Amendment No. 10

On page 2, line 16, after "institution", insert "who is deemed to be an employee under Section 3365".

Amendment No. 11

On page 2, line 17, strike out "section", and insert "division".

Amendment No. 12

On page 2, lines 20 and 21, strike out "subdivision (a) of this section", and insert "this division".

Amendment No. 13

On page 2, line 22, before "bene-", strike out "the", and insert "such".

Amendment No. 14

On page 2, line 23, strike out "provided under subdivision (a) of this section".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 378—An act to amend Section 12606 of the Business and Professions Code, relating to weights and measures.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 738—An act to add Section 257 to the Agricultural Code, relating to bovine tuberculosis.

Bill read second time.

Motion to Re-refer Senate Bill No. 738

Senator Miller moved that Senate Bill No. 738 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 80—An act to add Section 818 to the Penal Code, relating to arrest.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate March 25, 1963, strike out "he shall inquire of the person whether he possesses"; and strike out lines 8, 9, and 10.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 162—An act to amend Section 707 of the Welfare and Institutions Code, relating to crimes of minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, after "any", insert "criminal".

Amendment No. 2

On page 1, line 5, strike out "defining crime".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 178—An act to add Section 1276.5 to the Penal Code, relating to bail.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, as amended in Senate March 25, 1963, strike out "no person shall be discharged", and insert "a person may be refused discharge".

Amendment No. 2

On page 1, line 12, after "drug," insert "he is".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 663—An act to amend Section 53891 of the Government Code, relating to financial affairs of local agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 11, of the printed bill, after "districts", insert ", and except for local agencies which substantially follow a system of accounting prescribed by the Public Utilities Commission of the State of California or the Federal Power Commission".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 664—An act to amend Sections 11611 and 11612 of the Business and Professions Code, relating to the construction of subdivision improvements.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 11, of the printed bill, after "city", insert "or county".

Amendment No. 2

On page 2, line 13, after "city", insert "or county".

Amendment No. 3

On page 2, line 24, strike out "clauses (b) or (c) of Section 1611", and insert "subdivision (b) or (c) of Section 11611".

Amendment No. 4

On page 3, line 11, strike out "clause", and insert "subdivision".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 665—An act to amend Section 2804 of the Streets and Highways Code, relating to special assessments.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 2804 of", and insert "add Section 2804.1 to".

Amendment No. 2

On page 1, strike out line 1, and insert
"SECTION 1. Section 2804.1 is added to the Streets and Highways Code, to read:

2804.1. The provisions of clause (3) of Section 2804 shall not apply to proceedings for the financing and improvement of streets and easements initiated under a contract entered into or proposed to be entered into between a subdivider and a city, city and county, or county pursuant to Section 11611 of the Business and Professions Code unless the subdivider shall submit written evidence satisfactory to the legislative body and the legislative body shall find and determine that the total estimated amount of the proposed assessment will not exceed 75 percent of the estimated fair market value of the land proposed to be assessed after the proposed public improvements shall have been constructed. The finding and determination of the legislative body shall be final and conclusive in the absence of fraud."

Amendment No. 3

On page 1, strike out lines 2 to 21, inclusive.

Amendment No. 4

On page 2, strike out lines 1 to 19, inclusive.

Amendment No. 5

On page 2, in lines 20 and 21, strike out "amendment of Section 2804", and insert "addition of Section 2804.1".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 666—An act to amend Sections 10002 and 10502 of, and to add Sections 10010, 10502.1, 10502.2 and 10502.3 to, the Streets and Highways Code, relating to special assessment proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "either or both", and insert "one or more".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 670—An act to repeal Section 10427 of, and add Sections 10427 and 10427.1 to, the Streets and Highways Code, relating to municipal improvements.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the committee on Local Government:

Amendment No. 1

On page 2, line 13, of the printed bill, strike out "or".

Amendment No. 2

On page 2, line 15, strike out the period, and insert "; or (c) For the maintenance of the improvement."

Amendment No. 3

On page 2, line 17, after "10427.1.", insert "If there is no supplemental assessment, the entire amount of the surplus shall be applied as a credit to the assessment."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 674—An act to amend Section 424 of the Penal Code, relating to public money.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 11, of the printed bill, after "bonds", insert "or other evidence of indebtedness".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 675—An act to add Section 10204.1 of the Streets and Highways Code, relating to special assessment proceedings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "of", and insert "to".

Amendment No. 2

On page 1, strike out lines 12 to 17, inclusive, and insert "Incidental expenses under this division may include:

(1) The costs and expenses of modifying any tentative or final map prepared pursuant to the Subdivision Map Act for use as the map of the assessment district or diagram; and

(2) Any surveying or engineering expenses incurred for preparation of the plans and specifications of any improvement to be constructed under this division."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 676—An act to amend Section 2804 of the Streets and Highways Code, relating to special assessment limitations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "except as to pro-"; strike out lines 16 to 19, inclusive; and in line 20 strike out "fessions Code,".

Amendment No. 2

On page 2, line 1, strike out "improvement", and insert "improvements".

Amendment No. 3

On page 2, line 18, after the comma, insert "or as husband or wife,".

Amendment No. 4

On page 2, line 19, strike out "tenants", and insert "persons".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 764—An act to amend Section 28111 of the Government Code, relating to compensation for public service in Fresno County.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "controller".

Amendment No. 2

On page 1, line 7, strike out "sixteen thousand two hundred dollars (\$16,200)". and insert "ten thousand dollars (\$10,000)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 668—An act to amend Section 61114 of the Government Code, relating to community services districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 669—An act to amend Sections 5125, 5130, 5132.1, 5180, 5190, 5191, 5222, 5242, 5249, 5254.5, 5300, 5301, 5302, 5341, 5503, 5506, 5872, 6647 and 6460 of, and to amend and renumber Sections 5119 and 5360.1 of, and to add Sections 5126, 5231.1, 5232.1, 5360.2, 5873 and 5374.1 to, and to repeal Sections 5015, 5016, 5017, 5340, 5375, 5582 and 5583 and Chapter 14 (commencing with Section 5315) of Part 3 of Division 7 of, the Streets and Highways Code, relating to special assessments.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 671—An act to repeal Division 5 (commencing with Section 3200) of the Streets and Highways Code, relating to special assessment proceedings for acquisitions.

Bill read second time, ordered engrossed, and to the third reading.

Senate Bill No. 673—An act to repeal Division 8 (commencing with Section 7000) of the Streets and Highways Code, relating to special assessment proceedings for improvements.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 677—An act to amend Sections 5220 and 10310 of, and to add Sections 5223, 10010 and 10311.1 to the Streets and Highways Code, relating to protests by owners in special assessment proceedings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 678—An act to add Chapter 4.5 (commencing with Section 10350) to Division 12, and to repeal Sections 10313, 10314, 10315 and 10316, of the Streets and Highways Code, relating to changes in special assessment proceedings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 290—An act to add Chapter 7 (commencing with Section 5690) to Division 6 of Title 1 of the Government Code, and to amend Sections 43622 and 29914 of the Government Code, Section 21806 of the Education Code, Sections 25297, 36194, 36349 and 55524 of the Water Code, Sections 4789, 6645 and 32396 of the Health and Safety Code, Section 35406 of the Streets and Highways Code, Sections 13242 and 17004 of the Public Utilities Code, Section 5784.26 of the Public Resources Code and Section 7 of the Los Angeles County Flood Control Act, relating to the denominations of bonds and other evidences of indebtedness of public bodies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 659—An act to amend Section 17318 of the Public Utilities Code, relating to public utility districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 791—An act to amend Section 36510 of the Government Code, relating to city officers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 626—An act to amend Section 28107 of the Government Code, relating to compensation of local officers.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 667—An act to add Division 4.5 (commencing with Section 3100) to, and to amend Sections 3280, 4289, 5248 and 7239, of the Streets and Highways Code, relating to special assessments.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 3, line 2, of the printed bill, as amended in Senate March 29, 1963, strike out "10", and insert "15".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 447—An act to amend Section 290 of the Penal Code, relating to registration of sex offenders.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "or of any offense involving lewd"; strike out lines 11, 12, and 13; and on line 14, strike out "amended,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 308—An act to amend Sections 1299.18 and 1299.19 of the Agricultural Code, relating to processors of farm products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 14, of the printed bill, as amended in the Senate March 25, 1963, strike out "public weighmaster," and insert "weighmaster".

Amendment No. 2

On page 2, lines 16 and 17, strike out ", and settlement", and insert ". Settlement".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 193—An act to amend Section 12883.5 of the Water Code, relating to state financial assistance for local water projects.

Bill read second time, and ordered to third reading.

Senate Bill No. 590—An act to amend Section 25302 of the Elections Code, relating to election to judicial office.

Bill read second time, and ordered to Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 16—An act to add Section 35416 to of the Vehicle Code, relating to length of combination of vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Assembly March 12, 1963, after the period, strike out "This section shall apply only to those combinations of"; and strike out lines 12 to 14, inclusive.

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 35—An act to amend Section 22517 of the Vehicle Code, relating to opening and closing doors of a motor vehicle.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Assembly February 21, 1963, strike out "vehicular".

Amendment No. 2

On page 1, line 6, strike out "vehicular".

Amendment No. 3

On page 1, line 8, strike out "vehicular".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Concurrent Resolution No. 38—Relative to a study relating to glass breakage in vehicle accidents.

Resolution read, and ordered to Consent Calendar.

Assembly Bill No. 307—An act to amend Section 23102 of the Vehicle Code, relating to driving a vehicle while under the influence of intoxicating liquor.

Bill read second time, and ordered to third reading.

Assembly Bill No. 890—An act to amend Sections 11800, 11802 and 11803 of the Vehicle Code, relating to vehicle salesmen licenses.

Bill read second time, and ordered to third reading.

Assembly Bill No. 17—An act to amend Section 21715 of the Vehicle Code, relating to combinations of vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 384—An act to amend Section 2110.5 of the Streets and Highways Code, relating to Highway Users Tax Fund.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 385—An act to amend Sections 12509 and 14606 of, and to repeal Section 12507 of, the Vehicle Code, relating to drivers' licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 455—An act to amend Sections 12510 and 12804 of the Vehicle Code, relating to driver's licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 456—An act to amend Section 14601 of the Vehicle Code, relating to driving without a license.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 488—An act to amend Section 42230 of the Vehicle Code, relating to refunds.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 570—An act to amend Section 25300 of the Vehicle Code, relating to warning devices.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 643—An act to amend Sections 10405, 10406, 10502 and 10503 of the Revenue and Taxation Code, relating to the Motor Vehicle Transportation License Tax Law.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 684—An act to amend Section 17159 of the Vehicle Code, relating to liability of personal representatives for motor vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 696—An act to amend Sections 19030 and 19037 of the Streets and Highways Code, relating to establishment of highway lighting districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 716—An act to amend Section 11809 of, and to add Section 11810 to, the Vehicle Code, relating to vehicle salesman's license.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 849—An act to amend Section 35752 of the Vehicle Code, relating to bridge signs.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 850—An act to amend Sections 2213 and 2214 of the Streets and Highways Code, relating to federal-aid secondary highways.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 852—An act to amend Section 5204 of the Vehicle Code, relating to display of tab, sticker or other suitable device.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 902—An act to amend Section 21402 of the Vehicle Code, relating to yield right-of-way signs.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 904—An act to amend Section 25350 and 25351 of the Vehicle Code, relating to display of lights on commercial and common carrier vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 906—An act to amend Section 22111 of the Vehicle Code, relating to the giving of hand signals.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 946—An act to amend Sections 13551 and 14250 of the Vehicle Code, relating to drivers' licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 535—An act to amend Section 31407 of the Vehicle Code, relating to fire extinguishers on farm labor vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 12, 1963, strike out "fire extinguishers on".

Amendment No. 2

On page 1, line 21, after "(c)", insert "Be".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 339—An act to amend Section 1000 of the Probate Code, relating to preliminary distribution of estates.

Bill read second time, and ordered to third reading.

Assembly Bill No. 338—An act to add Sections 541.3 and 1480.5 to the Probate Code, relating to bonds of executors, administrators, and guardians.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly February 27, 1963, strike out "assured".

Amendment No. 2

On page 1, line 7, after "bank or", insert "an insured".

Amendment No. 3

On page 1, line 8, strike out "bonds of the United States or", and insert "bearer or endorsed bonds of the United States or of".

Amendment No. 4

On page 1, line 17, after "bond," insert "or an assigned interest in an account or accounts in a bank or insured savings and loan association, or by the posting of bearer or endorsed bonds of the United States or of the State of California,".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 232—An act to amend Section 1057 of the Code of Civil Procedure, relating to undertakings and bonds.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 350—An act to amend Section 715 of the Harbors and Navigation Code, relating to vessels.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 612—An act to amend Section 1183 of the Civil Code, relating to proof and acknowledgment of instruments outside the United States.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 407—An act to add Sections 4191 and 4384.5 to the Agricultural Code, relating to fees.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 720—An act to add Sections 5473.10 and 5473.11 to the Health and Safety Code, relating to sewer service charges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, after line 17, insert

"The lien provided herein shall have no force or effect until recorded with the county recorder and when so recorded shall have the force, effect and priority of a judgment lien and continue for three years from the time of recording unless sooner released or otherwise discharged."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 490—An act to add Section 27200.1 to the Elections Code, relating to recall of special district officers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 497—An act to amend Section 2206 of the Health and Safety Code, and Section 58308 of the Government Code, relating to mosquito abatement districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 941—An act to amend Section 39585 of the Government Code, relating to weed and rubbish assessment refunds by cities.

Bill read second time, and ordered to third reading.

Assembly Bill No. 55—An act to add Section 61102.5 to the Government Code, relating to community services districts.

Bill read second time, and ordered to Consent Calendar.

Senator McCarthy Presiding

At 3.29 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 3.30 p.m.

CONSIDERATION OF SPECIAL ORDER

The hour of 3.30 p.m. having arrived, confirmation of the Governor's appointments was taken up for consideration.

Consideration of Governor's Appointments

THOMAS W. BRADEN, a resident of Oceanside; Publisher of the *Oceanside Blade Tribune*; was educated at Dartmouth College; member of the State Board of Education since February 16, 1959;

Member, State Board of Education, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

WILLIAM A. NORRIS, a resident of Pasadena; was educated at Princeton University and graduated with high honors; received bachelor of laws degree from Stanford University; member of the State Board of Education since June 23, 1961;

Member, State Board of Education, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

ALFRED PAYNE SMITH, a resident of San Francisco; partner in the insurance firm of Holtemann, Ord and Smith of San Francisco; member of the Contractors' State License Board since January 17, 1962;

Member, Contractors' State License Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

WILLIAM P. ELSER, a resident of La Jolla; member of the Fish and Game Commission since October 3, 1956;

Member, Fish and Game Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1969.

MRS. MAXWELL E. GREENBERG, a resident of Beverly Hills; was graduated from the University of California at Los Angeles in 1946 with a major in sociology and was a Phi Beta Kappa; received her master's degree in psychology from the Harvard Graduate School of Education in 1949; Member, Social Welfare Board since June 16, 1961;

Member, Social Welfare Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

JOHN P. ELSBACH, a resident of Los Angeles; member of the State Park Commission since June 9, 1961;

Member, State Park Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

JOHN M. ANNAND, a resident of Los Angeles; member of the Small Craft Harbors Commission since April 3, 1962;

Member, Small Craft Harbors Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

LIM P. LEE, a resident of San Francisco, member of the California Veterans Board since January 24, 1961;

Member, California Veterans Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

ARTHUR T. LUDDY, a resident of Sacramento; salesman for California-Western States Life Insurance Company; member of the California Highway Commission since February 10, 1959;

Member, California Highway Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

ROGER S. WOOLLEY, a resident of Rancho Santa Fe; Attorney at Law in San Diego; member of the California Highway Commission since March 18, 1959;

Member, California Highway Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

ROLLIN LEE McNITT, JR., a resident of Whittier; a Stanford Graduate; Attorney at Law; President of the Rose Hills Memorial Park; a director of the National Association of Cemeteries; Director of the Interment Association of California; Director of the Western Cemetery Alliance; member of the Cemetery Board since May 20, 1961;

Member, Cemetery Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

HARRY W. FALK, JR., a resident of Ukiah; a member of the Ukiah law firm of Falk, Johnson & Cleland; member of the State Athletic Commission since January 18, 1957;

Member, State Athletic Commission, vice self, term expired, for the term prescribed by law, ending January 1, 1967.

THOMAS H. RODGERS, a resident of Ventura; Vice President of Chanslor-Western Oil Development Company; member of the State Mining Board since July 17, 1959;

Member, State Mining Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

EDMOND F. BROVELLI, a resident of Napa; President of the Basalt Rock Company, Incorporated; member of the State Mining Board since March 27, 1962;

Member, State Mining Board, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

PAUL S. MERCURIO, a resident of Carmel; owner of the Pine Inn Barber Shop, Carmel; member of the State Board of Barber Examiners since December 5, 1960;

Member, State Board of Barber Examiners, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

WILLIAM E. NISSEN, a resident of West Covina; Secretary-Treasurer of Retail Milk Drivers and Salesmen, Local Union No. 441; member of Alexander Hamilton Lodge 535, Al Malaikah Temple, and Peace Officers; Shrine Club;

Member, Motor Vehicle Pollution Control Board, vice Theodore Merrill, resigned, for the term prescribed by law, ending July 1, 1963.

BART LYTTON, a resident of Holmby Hills; a graduate of the University of Virginia; President of Lytton Financial Corporation; President and Chairman of the Board of Lytton Savings and Loan Association;

Member, Motor Vehicle Pollution Control Board, vice Robert L. Osborne, resigned, for the term prescribed by law, ending July 1, 1964.

D. N. SCHNEIDER, a resident of Fullerton; owner of D. N. Schneider Construction Company; President of Schneider Homes, Inc.; secretary and a director to the Home Builders Council of California, Inc.; President of the Residential Builders Council of the Building Contractors Association; was awarded the 1961 Meritorious Award of the Building Contractors Association and the Executive Committee Award of the organization in 1959 and 1961;

Member, Contractors' State License Board, vice Forest D. Pugh, resigned, for the term prescribed by law, ending January 15, 1964.

MARTIN MATICH, a resident of Colton; graduated from the University of Notre Dame with a degree in civil engineering; has been president of the Matich Corporation of Colton since 1959; former mayor of Colton; past president of the Southern California Chapter of Associated General Contractors;

Member, Contractors' State License Board, vice Mrs. Edith Chambers, term expired, for the term prescribed by law, ending January 15, 1967.

NORMAN G. LARSON, a resident of North Hollywood; member of the California Aeronautics Board since January 24, 1951;

Member, California Aeronautics Board, vice self, term expired, for the term prescribed by law, ending December 31, 1966.

J. WALTER SCHAEFER, a resident of Los Angeles; member of the California Aeronautics Board since October 27, 1959;

Member, California Aeronautics Board, vice self, term expired, for the term prescribed by law, ending December 31, 1966.

ELTON BROMBACHER, a resident of El Cerrito; member of the Fair Employment Practice Commission since September 30, 1959;

Member, Fair Employment Practice Commission, vice self, term expired, for the term prescribed by law, ending September 18, 1966.

GEORGE C. FLEHARTY, a resident of Fresno, former Mayor of Redding; former member of the California Water Commission; served on the Recreation Commission in 1959;

Member, State Park Commission, vice Joseph C. Houghteling, resigned, for the term prescribed by law, ending January 15, 1967.

BEN COLE, a resident of Porterville; employee of a men's wear firm in Porterville; past president and director of the 20-30 club; director of the Porterville Chamber of Commerce; director of the Rotary Club; Chairman of the Retail Merchants Committee of the Porterville Chamber of Commerce;

Member, Board of Trustees, Porterville State Hospital, vice John Harry Brady, M.D., term expired, for the term prescribed by law, ending four years from the date of confirmation.

ROBERT BROWNING, M.D., a resident of Visalia; was graduated from the Los Angeles College of Osteopathic Physicians and Surgeons; has been in private practice in Visalia since 1944; member of the Visalia Optimist Club; member of the California Osteopathic Association; President of the Tulare County Osteopathic Society;

Member, Board of Trustees, Porterville State Hospital, vice Jack E. Letsinger, resigned, for the term prescribed by law, ending four years from the date of confirmation.

H. FRANK HALLFORD, a resident of Porterville; majored in economics at the University of Southern California; retired from the retail grocery business; former vice mayor of the City of Porterville; past director of the Porterville Chamber of Commerce;

Member, Board of Trustees, Porterville State Hospital, vice Otto E. Sargent, resigned, for the term prescribed by law, ending four years from the date of confirmation.

THOMAS N. SAUNDERS, a resident of Berkeley; a graduate of the University of California; former safety engineer in the San Francisco office of the California Casualty Indemnity Exchange; former Chief of the Division of Industrial Safety in the Department of Industrial Relations;

Member, Industrial Accident Commission, vice John A. Bohn, resigned, for the term prescribed by law, ending January 15, 1965, appointed February 27, 1963.

JOSEPH G. KENNEDY, a resident of San Francisco; graduated from Swift Memorial College and received his Bachelor of Laws degree from Hastings College of Law; joined the staff of the San Francisco Public Defender in 1955; active in the Family and Service Agency of San Francisco, Booker T. Washington Community Center, the Urban League, and the National Association for the Advancement of Colored People;

Member, Industrial Accident Commission, vice Elton Lawless, resigned, for the term prescribed by law, ending January 15, 1967.

MILTON G. GORDON, a resident of Los Angeles; received his Bachelor of Arts degree from the Wayne State University in Public Administration and his Master of Arts degree in political science from U.C.L.A.; was appointed to the United States Department of Labor's Wage-Hour Division; has been a realtor for the last 11 years; member of the Los Angeles and Beverly Hills Realty Board; member of the National Institute of Real Estate Brokers;

Real Estate Commissioner, vice Wynne A. Savage, term expired, for the term prescribed by law, ending January 15, 1967.

JULIUS MIDDLEBURY, a resident of Los Angeles; member of the Industrial Accident Commission since June 15, 1959;

Member, Industrial Accident Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1967.

Appointments read.

DIVISION DEMANDED

Senator Schrade demanded a division.

That the confirmation of Thomas W. Braden be voted on separately.

MOTION TO CONFIRM GOVERNOR'S APPOINTMENTS

Senator Burns moved that the Senate advise and consent to the appointments of the Governor except the appointment of Thomas W. Braden.

The President directed the Secretary to call the roll.

The roll was called and the Governor's appointments confirmed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

APPOINTMENTS CONFIRMED

Whereupon the President announced that the Senate had confirmed and consented to the appointments of William A. Norris, Alfred Payne Smith, William P. Elser, Mrs. Maxwell E. Greenberg, John P. Elsbach, John M. Annand, Lin P. Lee, Arthur T. Luddy, Roger S. Woolley, Rollin Lee McNitt, Jr., Harry W. Falk, Jr., Thomas H. Rodgers, Edmond F. Brovelli, Paul S. Mercurio, William E. Nissen, Bart Lytton, D. N. Schneider, Martin Matich, Norman G. Larson, J. Walter Schaefer, Elton Brombacher, George C. Fleharty, Ben Cole, Robert Browning, M.D., H. Frank Hallford, Thomas N. Saunders, Joseph G. Kennedy, Milton G. Gordon, and Julius Middler.

CONSIDERATION OF THE APPOINTMENT OF THOMAS W. BRADEN**Motion to Confirm the Appointment of Thomas W. Braden**

Senator Burns moved the Senate advise and consent to the appointment of Thomas W. Braden to the State Board of Education.

The roll was called and the appointment of Thomas W. Braden was confirmed by the following vote:

AYES—Senators Arnold, Begovich, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—Senators Backstrand, Bradley, Dolwig, Lagomarsino, McCarthy, Murdy, and Schrade—7.

APPOINTMENT CONFIRMED

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Thomas W. Braden.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 4.30 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Resolution No. 70—Relative to the Wildlife Conservation Board.

Motion to Pass on File

Senator Regan moved that Senate Resolution No. 70 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 357—An act to add Section 1610.5 to, to amend Sections 1600, 1605, 1610, 1611, 1615, 1616 and 1618 of, and to amend the title of Article 4 (commencing with Section 1615) of Chapter 9, Part 2, Division 2 of, the Water Code, relating to the State Water Rights Board licensing procedure.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 175—An act to amend Section 16251 of the Revenue and Taxation Code, relating to recovery of gift tax payment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 805—An act to add Article 9 (commencing with Section 18149) to Chapter 13, Part 10 of Division 2 of the Revenue and Taxation Code, relating to taxation on the basis of income from corporate stock distributions, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 608—An act to add Section 6368.5 to the Revenue and Taxation Code, relating to sales and use tax exemptions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, Weingand, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 473—An act to add Section 23116 to the Vehicle Code, relating to unlawful evasion of arrest.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 763—An act to add Section 98.5 to the Labor Code, relating to the Division of Labor Law Enforcement.

MOTION TO RE-REFER SENATE BILL NO. 763

Senator Bradley moved that Senate Bill No. 763 be re-referred to Committee on Judiciary.

Motion carried.

Senate Bill No. 161—An act to amend Section 858 of the Penal Code, relating to arraignment of persons charged with crimes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 244—An act to add Section 18426 to the Health and Safety Code, relating to mobilehomes and mobilehome parks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Cobey, Dolwig, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—31.
NOES—Senators Donnelly, Rattigan, Teale, and Weingand—4.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 532—An act to amend Sections 43730, 44000, 44001, 44002, 44003, 44004, 44030, 44031, 44081, 44105, 45400, 45900, 46175, 46355, 46500, 47800, 47801, 47805, 47807, 47808, 47809, and 47810 of, and to amend the title of Chapter 6 (commencing with Section 44000) of Part 6 of Division 14 of, to add Sections 43006, 43007, 44032 to, and to add Article 10 (commencing with Section 46375) to Chapter 2 of Part 9 of Division 14 of, and to add Section 45102 to, the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Stiern.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 617—An act to amend Sections 17765, 17766, and 17768 of, to amend and renumber Section 17765.1 of, to add Sections 17765.1, 17765.2, 17765.3, 17765.4, 17765.5, 17765.6, 17765.7, 17766.1, 17766.2, 17766.3, 17766.4, and 17773 to, and to repeal Section 17773 of, the Business and Professions Code, relating to trading stamp companies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 645—An act to repeal Chapter 1 (commencing with Section 29000) of, and to add Chapter 1 (commencing with Section 29000) to, Division 3 of Title 3 of the Government Code, relating to county budgets and tax levels.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 634—An act authorizing a grant to the San Luis Obispo County Flood Control and Water Conservation District for recreation in connection with the Lopez Dam and Reservoir.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Joint Resolution No. 14—Relative to Red Bluff Diversion Dam boat bypass.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 777—An act to amend Section 220 of the Military and Veterans Code, relating to manner of commissioning officers of the California National Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 778—An act to amend Section 222 of the Military and Veterans Code, relating to the qualifications of commissioned officers of the California National Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 779—An act to amend Section 225 of the Military and Veterans Code, relating to appointment of warrant officers of the California National Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 780—An act to amend Section 226 of the Military and Veterans Code, relating to arms and equipment for officers of the California National Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 781—An act to amend Section 232 of the Military and Veterans Code, relating to officers of the National Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 782—An act to amend Section 250 of the Military and Veterans Code, relating to enlistment in the California National Guard.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 784—An act to amend Section 161 of the Military and Veterans Code, relating to qualifications and appointment of the Assistant Adjutant General.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 785—An act to amend Section 162 of the Military and Veterans Code, relating to qualifications and appointment of the Adjutant General.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 13—Relative to pensions for veterans of World War I.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 42—Relative to the career of U. S. Senator James A. McDougall.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 44—Relative to the Civil War Centennial Commission.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 41—An act to amend Section 755 of the Elections Code, relating to new resident voting.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 43—An act to amend Sections 10219 and 10301 of the Elections Code, relating to ballot designations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 44—An act to amend Sections 6490, 6499, 6511, 6512, 6580, 6620, 6652, 6653, 6657, 6658, and 6659 of the Elections Code, relating to the conduct of elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 71—An act to amend Sections 310 and 321 of the Elections Code, relating to affidavits of registration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 182—An act to amend Section 18535 of, and to add Section 20089 to, the Elections Code, relating to recount of ballots.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 380—An act to add Sections 14313, 15414 and 15415 to the Elections Code, relating to vote tabulating devices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 383—An act to amend Section 15400 of the Elections Code, relating to vote tabulating devices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 605—An act to add Section 15416 to the Elections Code, relating to vote tabulating equipment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1111: By Senator Farr—An act to add Sections 74222, 74223 and 74223.1 to, and to repeal Sections 74222 and 74223 of, the Government Code, relating to municipal court clerks.

Referred to Committee on Labor.

Senate Bill No. 1112: By Senator Farr—An act to add Sections 73562, 73563 and 73563.1 to, and to repeal Sections 73562 and 73563 of, the Government Code, relating to municipal court clerks and deputies.

Referred to Committee on Labor.

Senate Bill No. 1113: By Senator Holmdahl—An act to add Section 73075.1 to the Government Code, relating to judges of municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 1114: By Senators Rodda, Regan, and Burns (Co-authors: Assemblymen Powers, Z'berg, Greene, Mills, Porter, Belotti, Booth, and Lunardi)—An act to add Sections 72.1, 73.2 and Article 1.5 (commencing with Section 78.1) to Chapter 3, Division 1 of, and to amend Sections 73 and 73.1 of, the Agricultural Code, relating to the California State Exposition and Fair.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1115: By Senators Sturgeon and Quick—An act to amend Sections 3090, 3095, and 3126 of, and to add Section 3025.5 to, the Business and Professions Code, relating to the practice of optometry.

Referred to Committee on Business and Professions.

Senate Bill No. 1116: By Senators Cobey, Sturgeon, Weingand, Rodda, and Rattigan—An act to amend Sections 101, 102, 103.1, 103.3, 105, 105.5, 114, 116, 118.2, 119.5, and 123 of, to repeal Sections 103, 104, 104.1, 104.2, 104.3, 104.5, 104.6, 104.7, and 119.6 of, to add Sections 103 and 107.5 to, and to add Article 2 (commencing with Section 445) to

Chapter 5.5 of Division 1 of, the Welfare and Institutions Code, relating to public assistance.

Referred to Committee on Social Welfare.

Senate Bill No. 1117: By Senators Cobey, Gibson, Sturgeon, Weingand, Symons, Williams, and Pittman—An act to amend Sections 19, 101, 102, 102.1, 108, 112, 113, 114, 114.1, 114.5, 116, 118, 118.2, 119, 119.5, 120.5, 120.65, and 123 of, to repeal Sections 7.1, 7.5, 103, 103.5, 103.6, 103.8, 104, 104.2, 105, 105.5, 106, 111, 119.6, and 130 of, to amend and renumber Sections 103.1, 103.3, 103.4, 103.7, 104.1, 104.3, 104.5, and 104.6 of, and to add Sections 100.5, 103, 104, 104.5, 105.1, 114.2, 119.6, 119.7, 119.8, 200, 200.2, 201, and 201.1 to, the Welfare and Institutions Code, relating to public social services.

Referred to Committee on Social Welfare.

Senate Bill No. 1118: By Senator Petersen—An act to amend Section 1470 of the Civil Code, relating to transfer of obligations.

Referred to Committee on Judiciary.

Senate Bill No. 1119: By Senators O'Sullivan (Coauthor: Assemblywoman Pauline Davis)—An act to add Section 1504.5 to the Welfare and Institutions Code, relating to welfare investigators.

Referred to Committee on Social Welfare.

Senate Bill No. 1120: By Senators McAteer and Christensen (Coauthor: Assemblyman George A. Willson)—An act to add Section 75104.6 to the Government Code, relating to judges' retirement.

Referred to Committee on Governmental Efficiency.

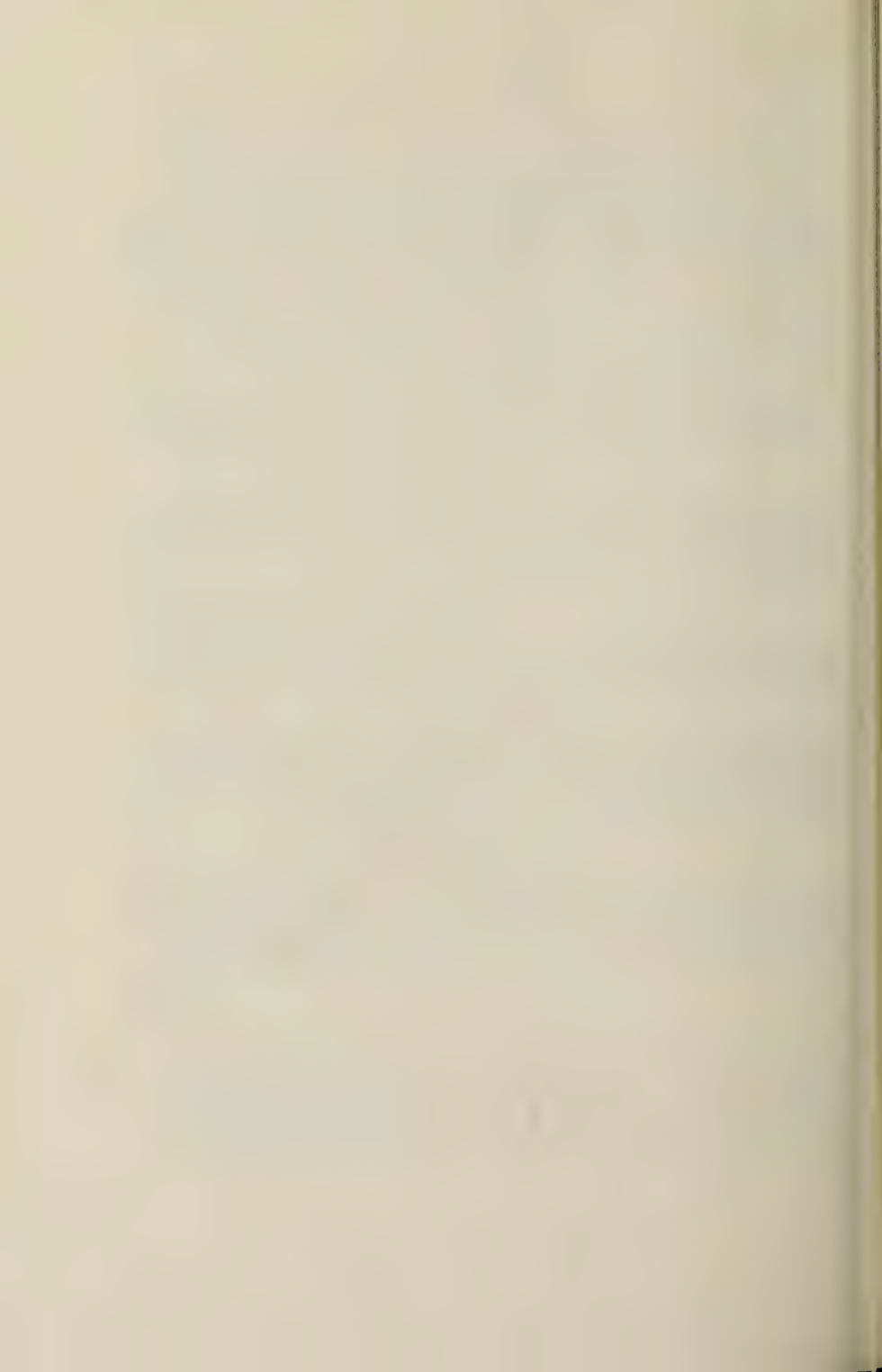
Senate Constitutional Amendment No. 20: By Senator Holmdahl—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 11.1 to Article VI thereof, relating to the election of judges.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 5:10 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, April 4, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-FIFTH LEGISLATIVE DAY

SIXTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, April 4, 1963

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord, Give us the stature of men—convinced and committed to the common good, of solid conviction and unassailable integrity, with the prudence of age yet with the vision of youth, full of the spirit of the enterprise, not valuing convention for its own sake nor challenging it for the sake of novelty, careful but not cautious, bold but not rash, sympathetic but not weak. In a word, O Lord, give us the virility and valor of the senators of the people. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Cameron, on motion of Senator Gibson, due to illness.

Senator Short, on motion of Senator Burns, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Werner H. Diederichsen, San Mateo; and Mr. Robert E. Smith, San Bruno.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Myrind Lee Touchon, Salinas; and Virginia Harris, Salinas.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. A. Gregory, Bakersfield; and Robert Cloud, Taft.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Eileen Donnelly, granddaughter of Senator Donnelly, of San Rafael.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Business and Professional Women's Club of Santa Clara County: Mildred McCrea, Cathleen Ross, Eunice Wilson, Dr. Merle Brown, Beryl Serpa, La Vela Genasci, Gerry Turner, Effie Gibson, Theresa McNamara, Frances McNamara, Mrs. C. N. Olsen, Ruby D. Hower, Ingrid Tkaja, Josephine Guerrero, Elvina Butler, Clara Viso, Juanita Long, Daisy-Maw Iselin, Viola Pochardt, and Ruby D. Howes.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. N. Appleton of Simi, Mr. and Mrs. Howard Robinson of Ventura, Mr. Johnny Robinson of Ventura, and Mr. Steven MacDonald of Ojai.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Shelia B. Cassidy of San Diego.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles Bishop of San Jose.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Gene Winer, Mayor of the City of Bakersfield; Clifford Loader, Mayor of the City of Delano; and Charles Salzer, Kern County Supervisor, Bakersfield.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to 39 members of The California Club of California, San Francisco.

On request of Senators Way and Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Clifford Loader, Mayor of Delano; Mr. Gene Winer, Mayor of Bakersfield; Dave Baker, Orange County Supervisor, Garden Grove; Frank Michelena, Yorba Linda; and Richard Ruiz, Santa Ana.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Oakland Technical High School: Juanita Corrales, Helen Brown, Gregory O'Neil, Barbara Barringer, William Coleman, Sheila Melbin, Trudy Skaflestad, Marie Ward, Ray Wong, Stanley Hess, Leonard Thomas, Bill Roger, Sheryl Lee, Karen Collins, Dale Peterson, Russ Lowe, Genie Schaffert, Enrique Zamora, Teresa Dickson, Vera Nielsen, Jan Zuehlke, Trudy Shiedler, Jim Shelton, Curtis St. John, Terri Wilson, Marian Sanderson, Phil Duke, Lorraine Pattersen,

Joan Fallon, Lynda Collins, Geraldine Watson, Peter Ratto, Jill Haley, Evelyn Goree, Kathy Adams, Shirley Jarrett, Jose Figueiredo, Mary Scholz, Sylvia Nilsen, Inez Matens, Carol Wright, Georgia Newman, Mary Havens, Lynn Perata, Melodee Hocking, Dave Suzuki, Deems Urquhart, Collins Walker, John Simmons, Connie Bollaert, Jerry Beaman, Larry Pearce, Kit Schneider, Val Santos, Nickie Forbes, Sally Blagborne, Margaret Watron, Frances Page, Carol Milburn, Kathy Lindsay, Elden Vardar, Ed Fujii, Ann Clementi, Pat Lee, Lee Sue Curry, Jim Faulkner, George Alexanian, Sylvia Beall, Nadine Nicolai, Zerita Nickelberry, Mary Shelley, Cynthia Brownlee, Kathy Kelly, Alan Brattesani, Rich Abrams, Cynthia Wong, Jan Haskins, Cea Cardoso, Marjorie Butler, Grace Young, Lorinda Greene, Evelyn Lotter, Judy Adams, Steve Rank, Izetta Hines, Bernadette Morgan, Louis Crochett, Marilyn Hilliard, Joe Vieira, Jan Keppelman, Jacqueline Quinn, Douglas McClain, George Smith, Joanne Yamabe, Judy Fox, Dan Isaacson, Sandy Rickman, Barbara Gustafson, John Adams, Marie Henderson, Bob Hoshide, Steve Hanamura, Roy Drake, Joe Prince, Carl Jackson, Henry Kendrick, Gwen Givens, Mary Nixon, Gwen McCoy, Lilli Parker, Pat Winkel, Kathy Dennis, Melody Magnussen, Karen Gjersand, Nettie Watson, Wylda Hannon, Kenneth Cox, Evelyn Basye, Charles Hudson, Mark Miller, Dima Klugman, Ben Treuhart, Carson Kan, Rachelle Kaliski, Connie Ratto, Chris Frederksen, Freya Linsley, Bob Sikes, Fred Tsang, Carol Tikker, Mary Scott, Gloria Perry, Elizabeth McCloud, Lorraine Martin, Lewis Parker, Billie Monroe, Velma Smith, Jack Montgomery, Donna Moss, Katie Flenbaugh, John Lecas, Janet Alston, Gary Kefer, Dave Elliott, Linda Cooper, and Eugene Roberts.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Herbert Hoover Junior High School of San Francisco, who are members of the Herbert Hoover National Junior Honor Society: Barbara Cohen, Deborah Ellingsen, Mona Georgi, Cynthia Jeong, Monica Koppl, Cynthia Yim, Graham Edmondson, Phil Haft, Barbara Elkus, Kristina Groneman, Sandra Hansen, Patricia Michaelian, Amy Sletteland, Stanley Toy, Gretchen Wagner, Kellie Coyne, George Erwin, Wendy Guggenheim, Carol Lee, Pamela Shiroma, Madelyn Fried, Nancy Hill, Melanie Salyer, Marie Sasaki, Elizabeth Shih, Katie Strong, Roxanne Bihr, Madeline Colichidas, Margaret McGinley, Louise Brotsky, Lynn Burbridge, Patricia Jackson, Catherine Scholten, Sandra Segale, Karissa Wong, Sylvia Jeong, Pierre Fortayon, Sherman Wong, Kathleen Dutton, Susan Gregg, Rachel Jenkins, Cela Mitchell, Nadine Trimmer, Linda Volens, Jeffrey Bihr, Karen Emmons, Steven Medberry, Becky Painter, Shirley Rappaport, Raymond Schwarz, Genevieve Carter, Marilyn Clayton, Roxanne Crick, Jim Darcey, Vera Ford, Tim Foster-Pegg, Randy Georgi, Carolyn Goto, Carolyn Kahn, Wendy McGinley, Nancy Nelson, Bobbi Pizzimenti, Barry Schneider, Jamie Shaw, Doug Smith, Sharon Walters,

Pippa White, Rod Parker, Mike Bortin, Joni Davidson, Marley Gevanthor, Bonnie Lee, Sharon Mitchell, Patricia Shiono, Charlene Bernauer, Nancy Huie, Elaine Kosturas, Frances Abrahamson, Laurretta Cuadra, Kenta Duffey, Sheila Stewart, Nancy Yee, Roselinda Hacker, Laura Outsen, Gay Pierard, Robert Polacchi, Alice Allison, Mike Eagan, Leslie Gilliland, Irene Hermann, Robert Mills, Lucina Moses, Ann Winship, Tisa Gina, Stone Lantz, Pamela Romanowski, Stephen Mason, Paul Papazian, Ralph Zak, Penny Brody, Diane Cohelan, John Jamison, Sharon Kaufman, and Sue Roth.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of the Moore School of Burlingame: *Teaching Staff*—Mrs. Campbell and Mrs. Sky. *Students*—Jim Beall, Arthur Bouskos, Bruce Caffaretta, Lee Bierly, Jim Gamlen, Howard Hickingbotham, Fred Sayre, Gary Stark, Donald Sterrett, Sally Babcock, Pam Ingersoll, Sue Goodwin, Romney Maupin, Dan McNamara, John Merri-man, Joe Russell, and Lydia Mazer.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Denair Unified School District of Stanislaus County: Mr. Warren McWhorter and Mr. Harry Leacock. *Students*—Mike Bronner, David Brown, Ronald Brown, Lloyd Castles, Carson Deckert, Dickey Haile, Billy Haile, Jay Haworth, Kenneth Hopper, Tommy Lindquist, Paul McWhorter, Kenneth Olson, Jerry Quillen, Jerry Ramsey, Floyd Redmon, Clyde Rodriques, Larry Ruether, Donald Sanders, Ronald Sanders, Lavern Skonovd, Marvin Souza, Jimmy Summers, John Porter, Pedro Hernandez, Susan Bradley, Judy Burchett, Muriel Callahan, Catherine Cederwall, Sharon Graves, Terry Levya, Wanda Minks, Penny Newey, Susan Perry, Sheila Prewitt, Denise Raymer, Ann Shiver, Janet Silva, Diane Vasconcellos, Charla Whittum, Carol Wilson, and Linda York.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Gisela Klohn of Luttlingen, Germany.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Elisabeth Sonstabo, American Field Service Exchange Student from Nestnes, Norway; Mrs. Orrin Weeks, San Andreas; Mrs. John Lodato, San Andreas; and Mrs. Edward Carlson, San Andreas.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Maria M. Oliveira of King City, and Mrs. Josephine Cain of King City.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Avenal and Kettleman City schools: Mrs. Willie Guerrero, Mrs. Betty Artis, Mr. Ray Tarango, Mrs. Ray Tarango, Mrs. Carolina Chavira, Mr. Paul Remland, Mrs. Lucy Falk, Mrs. Amantha Cox, Mrs. Jean Villi, Mrs. Alina Powers, Mrs. Edith

Pearson, Mrs. Mercedes Chavez, Mrs. Mike Chavarria, Mr. Charles Wehmeyer, Mrs. Belle Munoz, and Mrs. Noveta Kelley. *Students*—Mary Irene Artis, Joe Calderon, Helen Chavarria, Eloy Chavira, Eugene Chavez, Annie Bell Cox, Flint Crane, Richard De La Paz, Judy Falk, Alex Guerrero, Juan Guzman, Darlene Harris, Jerry Henson, Linda Kelley, Robert Kelley, Cecil Lusk, Shirley Minter, Freddie Morales, Gloria Pearson, Ruben Plata, Alina Powers, Mike Remland, Jay Roll, Margaret Silva, John Svihovec, Fernando Tarango, Reynaldo Tarango, Charles Villi, and Anna Perez.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Supervisors Harold Balmat, L. C. Thompson and Jack Schmitz, of Madera County; and Mrs. Harold Balmat, Miss Cheryl Balmat, and Mrs. Jack Schmitz.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jay R. Fogal, Georgetown; and Lee Andrews, Mokelumne Hill.

On request of Senator Lagomarsino, the privilege of the floor of the Senate for this day was unanimously extended to Katherine Weaver, C.S.E.A. secretary-treasurer, Ventura.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF MONTANA
OFFICE OF THE SECRETARY OF STATE
HELENA, MONTANA, March 14, 1963

The Honorable Glenn M. Anderson
President of the Senate
State Capitol, Sacramento, California

DEAR MR. PRESIDENT: In accordance with the mandate of the 38th Legislative Assembly of the State of Montana, I attach herewith your information and such action as you may deem necessary a copy of House Joint Resolution No. 13.

This resolution was concurred in by the Montana Legislature on March 7, 1963, and signed by the Governor on March 11, 1963.

Sincerely yours,

FRANK MURRAY, Secretary of State

Encl.

Letter of transmittal and the resolution ordered printed in the Journal, and a copy of the letter and resolution referred to the Committee on Elections.

House Joint Resolution No. 13

Introduced by Goan

A joint resolution of the Senate and House of Representatives petitioning the Congress of the United States to call a convention for the purpose of amending the Constitution to provide for the election of the President and Vice President in a manner fair and just to the people of the United States unless Congress shall have sooner submitted such an amendment.

WHEREAS, Under the Constitution of the United States presidential and vice presidential electors in the several states are now elected on a statewide basis, and each state is entitled to as many electors as it has senators and representatives in Congress; and

WHEREAS, The presidential and vice presidential electors who receive a plurality of the popular vote in a particular state become entitled to cast the total number of electoral votes allocated to that state irrespective of how many votes may have been cast for electors of the opposition candidates; and

WHEREAS, This method of electing the President and Vice President is unfair and unjust in that it does not reflect the minority votes cast; and

WHEREAS, The need for a change has been recognized by Members of Congress on numerous occasions through the introduction of various proposals to change the electoral college system by amending the Constitution; now, therefore, be it

Resolved by the Senate and House of Representatives of the State of Montana, That application is hereby made to Congress under Article V of the Constitution of the United States to call a convention to propose an article of amendment to the Constitution providing for a fair and just division of the electoral votes within the states in the election of the President and Vice President; and be it further

Resolved, That if and when Congress shall have proposed such an article of amendment this application for a convention shall be deemed withdrawn and shall no longer have any force and effect; and be it further

Resolved, That the Secretary of State is instructed to send copies of this resolution to the President of the Senate and Speaker of the House of Representatives of Congress, to each member of the Montana Congressional Delegation, and to the legislatures of each of the several states.

Resolution concurred in by Montana's 38th Legislative Assembly on March 7, 1963, approved and signed by Governor Tim Babcock, March 11, 1963.

THE RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES
SACRAMENTO, April 4, 1963

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: I have the honor of transmitting herewith for the information of the California State Senate a copy of Bulletin 65-59 of the Department of Water Resources entitled "Quality of Surface Waters in California, 1959, Part II" dated November 1962.

This report presents data concerning the quality of surface waters in Southern California for the year 1959. This is one of a series of annual reports providing this information to interested persons and agencies. The bulletin appears in a new format with this issue, and supplements Part I of Bulletin 65-59 covering Northern California published July 1961.

Sincerely yours,

WILLIAM E. WARNE, Director

Enc.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary of Senate.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 4, 1963

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: I am herewith sending you Governor Brown's statement to the Legislature on "A Consumer Policy for California," dated April 4, 1963.

This message is being transmitted to you for your further handling.

Sincerely,

PAUL D. WARD, Legislative Secretary

Letter of transmittal ordered printed in the Journal, and the above statement by the Governor filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 4, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 150

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

ASSEMBLY CHAMBER, April 4, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 174

Senate Bill No. 453

Senate Bill No. 494

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 4, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 40

Senate Joint Resolution No. 9

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, April 4, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Bill No. 48

Senate Bill No. 115

And respectfully request your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, April 4, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 50

Assembly Concurrent Resolution No. 55

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Concurrent Resolution No. 50—Relative to the Civil War Centennial Commission.

Referred to Committee on Military and Veterans Affairs.

Assembly Concurrent Resolution No. 55—Relative to Dr. Lee A. DuBridge.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 4, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 117
 Assembly Bill No. 295
 Assembly Bill No. 386
 Assembly Bill No. 394
 Assembly Bill No. 399
 Assembly Bill No. 400
 Assembly Bill No. 401
 Assembly Bill No. 402
 Assembly Bill No. 529
 Assembly Bill No. 629
 Assembly Bill No. 632
 Assembly Bill No. 680
 Assembly Bill No. 815
 Assembly Bill No. 833
 Assembly Bill No. 903

Assembly Bill No. 951
 Assembly Bill No. 1083
 Assembly Bill No. 1084
 Assembly Bill No. 1132
 Assembly Bill No. 1134
 Assembly Bill No. 1164
 Assembly Bill No. 1165
 Assembly Bill No. 1190
 Assembly Bill No. 1229
 Assembly Bill No. 1295
 Assembly Bill No. 1313
 Assembly Bill No. 1329
 Assembly Bill No. 1441
 Assembly Bill No. 1467

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
 By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 117—An act to add Section 443 to, and to amend Sections 425, 2020.002, 3084.01, and 3472.01 of, the Welfare and Institutions Code, relating to public assistance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 295—An act to add Section 224 to, and amend Section 381 of, the Elections Code, relating to affidavits of registration, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Elections.

Assembly Bill No. 386—An act to amend Sections 17742 and 17745 of, and to add Section 17745.1 to, the Revenue and Taxation Code, relating to taxation of trusts.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 394—An act to amend Sections 11801, 11831, 11860, 11861, and 11862 of the Elections Code, relating to campaign expenditure statements.

Referred to Committee on Elections.

Assembly Bill No. 399—An act to add Section 1099 to the Government Code, relating to public officers and employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 400—An act to amend Sections 1091 and 1091.5 of the Government Code, relating to public officers' interest in contracts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 401—An act to amend Section 1090 of the Government Code, relating to public officers' interest in contracts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 402—An act to amend Section 1090 of the Government Code, relating to public officers and employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 529—An act to add Section 7202.1 to the Education Code, relating to the purchase of textbooks in addition to those furnished by the county library.

Referred to Committee on Education.

Assembly Bill No. 629—An act to repeal Section 9654 of, and to amend Section 9653.1 of, the Education Code, relating to state textbooks.

Referred to Committee on Education.

Assembly Bill No. 632—An act to add Chapter 8.5 (commencing with Section 6125) to Title 7 of Part 3 of the Penal Code, and to amend Section 1755.5 of the Welfare and Institutions Code, relative to institutions in the Department of Corrections.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 680—An act to amend Sections 6811 and 6812 of the Revenue and Taxation Code, relating to sales and use taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 815—An act to amend Section 14256 of the Education Code, relating to state teachers' retirement.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 883—An act to add Sections 554 and 597 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 903—An act to amend Section 24000 of the Education Code, relating to state colleges.

Referred to Committee on Education.

Assembly Bill No. 951—An act to amend Sections 34420 and 35100 of the Water Code, relating to California water district elections.

Referred to Committee on Water Resources.

Assembly Bill No. 1083—An act to amend Section 645 of the Vehicle Code, relating to transporters.

Referred to Committee on Transportation.

Assembly Bill No. 1084—An act to add Sections 6310, 6463 and 6464 to the Public Resources Code, relating to tide and submerged lands.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1132—An act to amend Section 17 of the Elections Code, relating to the county clerk.

Referred to Committee on Local Government.

Assembly Bill No. 1134—An act to amend Sections 6519, 6550 and 6552 of the Elections Code, relating to nomination of candidates.

Referred to Committee on Elections.

Assembly Bill No. 1164—An act to add Section 5784.25 to the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Natural Resources.

Assembly Bill No. 1165—An act to amend Section 5784.22 of the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Natural Resources.

Assembly Bill No. 1190—An act to amend Section 28121 of the Government Code, relating to salaries of county officers.

Referred to Committee on Labor.

Assembly Bill No. 1229—An act to add Section 25273 to the Vehicle Code, relating to flashing warning lights.

Referred to Committee on Transportation.

Assembly Bill No. 1295—An act to add Section 4734 to the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Local Government.

Assembly Bill No. 1313—An act to repeal Chapter 12 (commencing with Section 2550) and Chapter 13 (commencing with Section 3050), Division 6 of the Agricultural Code, relating to marketing of agricultural products.

Referred to Committee on Agriculture.

Assembly Bill No. 1329—An act to amend Section 14800 of the Elections Code, relating to voting by the sick.

Referred to Committee on Elections.

Assembly Bill No. 1441—An act to amend Section 42005 of the Vehicle Code, relating to safety zone violations.

Referred to Committee on Transportation.

Assembly Bill No. 1467—An act to amend Section 717 of the Government Code, relating to claims against local public entities.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 3, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 121—An act to amend Section 326 of the Probate Code, relating to probate of wills;

Senate Bill No. 154—An act to amend Sections 1243 and 1253 of the Code of Civil Procedure, relating to recordation of orders of condemnation and lis pendens;

Senate Bill No. 454—An act to amend Sections 51, 53, 54, 120, 213, 326, 422, 502.1, 512, 513, 515, 550, 562, 565, 612, 640, 643.1, 643.2, 644, and the title of Chapter 3 (commencing with Section 550) of Part 2 of Division 2 of the Military and Veterans Code, relating to the designation of the California National Guard Reserve;

Senate Bill No. 498—An act to amend Section 2985.1 of the Civil Code, relating to transferability of real property sales contract;

And reports that the same have been correctly enrolled, and presented to the Governor on the third day of April, 1963, at 5.30 p.m.

BURNS, Chairman

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 102
Senate Bill No. 290
Senate Bill No. 323
Senate Bill No. 378
Senate Bill No. 623
Senate Bill No. 626
Senate Bill No. 659
Senate Bill No. 668

Senate Bill No. 669
Senate Bill No. 671
Senate Bill No. 673
Senate Bill No. 677
Senate Bill No. 678
Senate Bill No. 714
Senate Bill No. 791

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 26

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 80
Senate Bill No. 162
Senate Bill No. 308
Senate Bill No. 447
Senate Bill No. 624
Senate Bill No. 663
Senate Bill No. 664

Senate Bill No. 665
Senate Bill No. 666
Senate Bill No. 670
Senate Bill No. 674
Senate Bill No. 675
Senate Bill No. 676
Senate Bill No. 764

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Institutions

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Institutions, to which were referred:

Assembly Bill No. 572
Assembly Bill No. 1016

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 188
Senate Bill No. 309
Assembly Concurrent Resolution No. 35

Has had the same under consideration, and reports the same back with the recommendation: Do pass (Be adopted) and be placed on the Consent Calendar.

MILLER, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 497

Senate Bill No. 755

Senate Bill No. 464

Senate Bill No. 137

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MILLER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 79

Senate Bill No. 371

Senate Bill No. 412

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass.

MILLER, Chairman

Above reported bills ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 635

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to the Committee on Finance.

STIERN, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 485

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

STIERN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Assembly Bill No. 393

Assembly Bill No. 282

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

STIERN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 169

Assembly Bill No. 916

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass, as amended, and be placed on the Consent Calendar.

STIERN, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Joint Resolution No. 2

Senate Resolution No. 92

Assembly Concurrent Resolution No. 47

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Bill No. 889

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Governmental Efficiency.

BURNS, Chairman

Above reported bill re-referred to Committee on Government Efficiency.

SENATE RULES COMMITTEE

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

LOWELL NELSON, a resident of Vallejo; former Chief of the Division of Housing, Department of Industrial Relations; former Secretary of the Solano County Central Labor Council and Business Manager of the Solano County Building Trades Council; Vice President of the California State Federation of Labor for 16 years; veteran Member of the Executive Board of the State Building Trades Council;

Member, California Unemployment Insurance Appeals Board, vice Ernest B. Webb, resigned, for the term prescribed by law, ending September 1, 1965;

has had the same under consideration and reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

REQUEST FOR UNANIMOUS CONSENT

Senator Burns asked for, and was granted, unanimous consent to have the above report from the Committee on Rules recommending the confirmation of Lowell Nelson printed in the Journal, and consideration continued until the next legislative day.

Senator Sedgwick Presiding

At 3.30 p.m., Senator Harold L. Sedgwick of the 10th Senatorial District, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Chairman of the Committee on Finance, to which were referred:

Senate Bill No. 483

Senate Bill No. 499

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

MOTION TO AMEND SENATE BILL NO. 483

Senator Cobey moved that Senate Bill No. 483 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 483—An act to repeal Section 6904.5 of the Business and Professions Code, and to repeal Section 8535 of the Water Code, and to repeal Sections 36, 37 and 38 of the Alpine County Water Agency Act (Chapter 1896, Statutes of 1961), and to repeal Sections 9.2, 9.3 and 9.4 of the Amador County Water Agency Act (Chapter 2137, Statutes of 1959), and to repeal Section 76 of the Antelope Valley-East Kern County Water Agency Law (Chapter 2146, Statutes of 1959), and to repeal Section 23 of the Contra Costa Water Agency Act (Chapter 518, Statutes of 1957), and to repeal Section 26 of Chapter 40 of the Statutes of 1962 (1st Ex. Sess.) (Crestline-Lake Arrowhead Water Agency Act), and to repeal Section 24 of the Desert Water Agency Law (Chapter 1069, Statutes of 1961), and to repeal Sections 35, 36 and 37 of the El Dorado County Water Agency Act (Chapter 2139, Statutes of 1959), and to repeal Sections 9.1, 9.2 and 9.3 of the Kern County Water Agency Act (Chapter 1003, Statutes of 1961), and to repeal Sections 14, 16 and 17 of the Kings River Conservation District Act (Chapter 931, Statutes of 1951), and to repeal Sections 7.2, 7.3 and 7.4 of the Mariposa County Water Agency Act (Chapter 2036, Statutes of 1959), and to repeal Section 27 of the Mojave Water Agency Law (Chapter 2146, Statutes of 1959), and to repeal Sections 36, 37 and 38 of the Nevada County Water Agency Act (Chapter 2122, Statutes of 1959), and to amend Section 49 of the Orange County Water District Act (Chapter 924, Statutes of 1933), and to repeal Sections 7.2, 7.3 and 7.4 of the Placer County Water Agency Act (Chapter 1234, Statutes of 1957), and to repeal Section 24 of the San Geronio Pass Water Agency Law (Chapter 1435, Statutes of 1961), and to repeal Sections 7.2, 7.3 and 7.4 of the Sutter County Water Agency Act (Chapter 2088, Statutes of 1959), and to repeal Section 24 of the Upper Santa Clara Valley Water Agency Law (Chapter 28, Statutes of 1962 (1st Ex. Sess.)), and to repeal Sections 35, 36 and 37 of the Yuba-Bear River Basin Authority Act (Chapter 2131, Statutes of 1959), and to repeal Sections 7.2, 7.3 and 7.4 of the Yuba County Water Agency Act (Chapter 788, Statutes of 1959), relating to the liability of public officers, agents and employees.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 11, line 12, of the printed bill, after "Bear", insert "River".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

MOTION TO AMEND SENATE BILL NO. 499

Senator Cobey moved that Senate Bill No. 499 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 499—An act to amend Section 5312 of the Business and Professions Code, and to amend Section 4006.6 of the Public Resources Code, and to amend Section 21635 of the Public Utilities Code, and to amend Section 5 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), and to amend Section 5 of the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617, Statutes of 1951), and to amend Section 5 of the Contra Costa County Storm Drainage District Act (Chapter 1532, Statutes of 1953), and to amend Section 6 of the Del Norte Flood Control District Act (Chapter 166, Statutes of 1955), and to amend Section 6 of the Humboldt County Flood Control District Act (Chapter 939, Statutes of 1945), and to amend Section 5 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544, Statutes of 1951), and to amend Section 5 of the Marin County Flood Control and Water Conservation District Act (Chapter 666, Statutes of 1953), and to amend Section 5 of the Monterey County Flood Control and Water Conservation District Act (Chapter 699, Statutes of 1947), and to amend Section 5 of the Napa County Flood Control and Water Conservation District Act (Chapter 1449, Statutes of 1951), and to amend Section 6 of the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), and to amend Section 5 of the San Joaquin Flood Control and Water Conservation District Act (Chapter 46, Statutes of 1956 (1st Ex. Sess.)), and to amend Section 5 of the San Luis Obispo County Flood Control and Water Conservation District Act (Chapter 1294, Statutes of 1945), and to amend Section 5 of the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), and to amend Section 5 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), relating to liability of public officers, agents and employees for entry on property.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 28, line 23, of the printed bill, strike out "therefore", and insert "therefor".

Amendment No. 2

On page 39, line 8, strike out "costs and", and insert "costs".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Insurance and Financial Institutions**

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 160

Senate Bill No. 441

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 160

Senator Collier moved that Senate Bill No. 160 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 160—An act to amend Section 12396 of the Insurance Code, relating to underwritten title companies.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 25, of the printed bill, as amended in Senate March 18, 1963, strike out "auditor", and insert "independent certified public accountant or independent licensed public accountant".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

MOTION TO AMEND SENATE BILL NO. 441

Senator Rees moved that Senate Bill No. 441 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 441—An act to amend Sections 5069, 7158, 7159, 7173, 7177, 7178, 7179, 7180, 7183, 7400, 8705, and 8714 of, to repeal Section 7406 of, and to add Sections 7156.5, 8703.1, 8703.2, and 8707.5 to, the Financial Code relating to savings and loan associations.

Bill read second time.

Motion to Amend

Senator Rees moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate March 13, 1963, strike out "7156.5", and insert "5073".

Amendment No. 2

On page 1, between lines 11 and 12, insert

"Sec. 2. Section 5073 is added to said code, to read:

5073. "Member of the immediate family" of any person means the spouse, and the children, parents, sisters and brothers and any one to whom any of the foregoing are married, if any such relative is a member of such person's household."

Amendment No. 3

On page 2, lines 10 and 11, strike out "mortgage participation certificates,".

Amendment No. 4

On page 2, line 12, strike out "(i),".

Amendment No. 5

On page 2, lines 16 and 17, strike out "mortgage participation certificates,".

Amendment No. 6

On page 2, line 26, after "officer", insert a comma.

Amendment No. 7

On page 4, line 44, strike out "determine if", and insert "enable determination whether".

Amendment No. 8

On page 4, line 46, strike out "of the Law".

Amendment No. 9

On page 5, line 3, strike out "and for the purpose of", and insert ", and submitted for the purpose of,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 981

Assembly Bill No. 955

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 981

Senator Gibson moved that Assembly Bill No. 981 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 981—An act to amend Section 19623 of, and to repeal Section 19631 of, the Business and Professions Code, relating to fairs and expositions.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "and to repeal Section 19631 of,".

Amendment No. 2

On page 1, line 4, strike out "the 1-A District Agricultural Association,".

Amendment No. 3

On page 1, strike out line 11.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 955

Senator Gibson moved that Assembly Bill No. 955 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 955—An act to amend Section 86 of the Agricultural Code, relating to fairs and expositions.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 18, of the printed bill, as amended in Assembly March 25, 1963, strike out "16041", and insert "641".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 1403

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1403

Senator Donnelly moved that Assembly Bill No. 1403 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1403—An act to amend Sections 11704 and 11705 of the Education Code, relating to public school pupils.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "and 11705", and insert "11705, and 11707".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 16, insert
"SEC. 3. Section 11707 of said code is amended to read:
11707. District funds may also be used for the purchase of breakfasts or lunches, or both, for [needy] pupils."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 44

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

MOTION TO AMEND SENATE BILL NO. 44

Senator Cobey moved that Senate Bill No. 44 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 44—An act to add Chapter 5 (commencing with Section 989.1) to Division 3.5 of Title 1 of the Government Code, and to add Part 6 (commencing with Section 989) to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session, and to add Section 11007.4 to, and to amend Section 11290 of, and to repeal Sections 1231, 1956, 1956.5, 1959 and 53056 of, the Government Code, and to repeal Section 17003 of the Vehicle Code, and to repeal Sections 22732 and 35757 of the Water Code, relating to insurance for public entities and public officers, agents and employees.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 10 of the title of the printed bill, as amended in Senate February 27, 1963, after the comma, insert "and to amend Section 1044 of the Education Code."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 6, between lines 20 and 21, insert
"SEC. 12.5. Section 1044 of the Education Code is amended to read:
1044. (a) The governing board of any school district shall insure against [the liability (other than a liability which may be)]:

(1) *The liability, other than a liability which may be insured against under the provisions of Division [s] 4 [and 5] (commencing with Section 3201) of the Labor Code [] , of the district [and against the personal liability of the members of the board and of the officers and employees of the district,] for damages [to] for death, injury to person, or damage or loss of property ; and [or damage by reason of the death of, or injury to, any person or persons, as the result of any negligent act by the district, or by a member of the board, or any officer or employee when acting within the scope of his office or employment, and may also insure against the]*

(2) *The personal liability of the members of the board [or any officer or employee] and of the officers and employees of the district [as an individual,] for damages for death, injury to a person, or damage or loss of property caused by [any] the negligent act or omission [performed in the line of official duty] of the member, officer or employee when acting within the scope of his office or employment . [The]*

(b) *The insurance may be written in any insurance company authorized to transact the business of insurance in the State, or in a nonadmitted insurer to the extent and subject to the conditions prescribed by Section 1763 of the Insurance Code.*

(c) *Nothing in this section is intended to limit or restrict the authority of the district to insure under Part 6 (commencing with Section 989) of Division 3.6 of Title 1 of the Government Code.*

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Schrade:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, April 2, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 1098—An act to amend Section 586 of the Streets and Highways Code and to amend Section 409 of the Streets and Highways Code as proposed by Senate Bill No. 64, relating to state highways, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR SCHRADER

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 2, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Schrade:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 1098.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Rattigan,

Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.
 NOES—None.

Article IV, Section 2(a) of the Constitution was declared suspended.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Regan moved that Senate Bill No. 600 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator McCarthy moved that Senate Bill No. 690 be taken from the inactive file and placed on the second reading file.

Motion carried.

**CONSIDERATION OF DAILY FILE
 UNFINISHED BUSINESS**

Consideration of Assembly Amendments

Senate Bill No. 103—An act to amend Sections 23201, 23207, 23214, 23215, 23216, 23217 and 23218 of, and to add Section 23225 to, the Government Code, relating to alterations of boundaries of counties, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 103?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate February 27, 1963, strike out "23215 and 23216", and insert "23214, 23215, 23216, 23217 and 23218".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, line 11, after "SEC. 3.", insert "Section 23214 of said code is amended to read:

23214. At the time fixed for hearing the board of each county in which the petition has been filed shall proceed to hear the petitioners and opponents. Each board may adjourn the hearing from time to time, not exceeding 14 days in all. It shall receive the proofs offered to establish or controvert the facts set forth in the petition, and on final hearing each board shall by [resolution] ordinance entered on its minutes determine:

(a) The proposed new boundary as set forth and shown on the map attached to the petition.

(b) Whether the proposed new boundary line passes within five (5) miles of any county seat of the counties from which territory is taken, whether or not the proposed new boundary line is moved a greater distance than five (5) miles from its existing location, and whether the territory proposed to be transferred exceeds 5 percent of the county from which it is to be taken.

(c) That all of the signers of the petition are qualified electors within the county in which the petition was circulated and filed, and whether or not signers on the written statement attached to and filed with the petition own land within the territory affected by the proposed change.

SEC. 4."

Amendment No. 3

On page 2, line 30, strike out "4", and insert "5".

Amendment No. 4

On page 2, line 36, strike out "resolution", and insert "ordinance".

Amendment No. 5

On page 2, line 39, strike out "SEC. 5.", and insert

"SEC. 6. Section 23217 of said code is amended to read:

23217. If the prayer of the petition is granted by each of the boards with which the petitions were filed, each board shall, by [a resolution] *an ordinance* entered upon its minutes, so declare.

SEC. 7. Section 23218 of said code is amended to read:

23218. After the expiration of 30 days from the passage of the [resolutions] *ordinances*, each board shall forthwith cause a copy of its [resolution] *ordinance* duly certified, to be filed in the office of the Secretary of State. From and after the date of filing of the later of the [resolutions] *ordinances* the territory is fully transferred.

SEC. 8."

Amendment No. 6

On page 2, line 48, strike out "resolution", and insert "ordinance".

Second Set of Amendments to Senate Bill No. 103**Amendment No. 1**

On page 2 of the printed bill, as amended in Assembly March 27, 1963, strike out lines 11 to 33, inclusive, and insert

"SEC. 3. Section 23214 of said code is amended to read:

23214. At the time fixed for hearing the board of each county in which the petition has been filed shall proceed to hear the petitioners and opponents. Each board may adjourn the hearing from time to time, not exceeding 14 days in all. It shall receive the proofs offered to establish or controvert the facts set forth in the petition, and on final hearing each board shall by [resolution] *ordinance* entered on its minutes determine:

(a) The proposed new boundary as set forth and shown on the map attached to the petition.

(b) Whether the proposed new boundary line passes within five (5) miles of any county seat of the counties from which territory is taken, whether or not the proposed new boundary line is moved a greater distance than five (5) miles from its existing location, and whether the territory proposed to be transferred exceeds 5 percent of the county from which it is to be taken.

(c) That all of the signers of the petition are qualified electors within the county in which the petition was circulated and filed, and whether or not signers on the written statement attached to and filed with the petition own land within the territory affected by the proposed change.

(d) The population of the territory affected by the proposed change of boundary line and whether or not the change will reduce the population of the county affected by more than 3 percent."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 103 by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAttee, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 813—An act to add Sections 2504.1, 2584.1, and 25458.6, to the Education Code, relating to junior college district organization.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1 of the printed bill, between lines 18 and 19, insert:

"The portion of a joint union high school district excluded from a proposed junior college district may be excluded only for the purpose of becoming a part of another contiguous junior college district. If the excluded portion fails to become a part of a junior college district within a period of three years after its exclusion it shall become a part of the junior college district of which the joint union high school district is a component. Any portion of a joint union high school district excluded from a newly formed junior college district under provisions of this section may be included in a proposal to form a new junior college district or annexed to a contiguous junior college district under provisions of Chapter 7 (commencing with Section 2551) or Chapter 9 (commencing with Section 3001) of Division 5 of this code."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 682—An act to repeal Section 5257 of the Education Code, relating to maintenance of kindergarten where attendance is below minimum.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 374—An act to add Section 13380 to the Government Code, relating to payment of physicians' fees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "not a salaried employee of the State or any political subdivision", and insert ", dentist, pharmacist, licensed hospital, registered nurse, Doctor of Veterinary Medicine, or podiatrist".

Amendment No. 2

On page 1, line 12, strike out "various".

Amendment No. 3

On page 1, lines 12 and 13, strike out "physicians and surgeons", and insert "each of the classes of provider of service above enumerated. The department shall make separate fact studies for each class of provider of service. This section does not apply to salaried employees of the State or any political subdivision".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 407—An act to add Section 1423.1 to the Labor Code, relating to fair employment practice.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency.

Amendment No. 1

On page 1, line 15, of the printed bill, strike out "in writing".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 370—An act to add Part 12 (commencing with Section 15900) to Division 3 of Title 2 of the Government Code, relating to the economic policy of the State.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 509—An act to repeal Part 6 (commencing with Section 35800), Division 24 of the Health and Safety Code, relating to housing for elderly persons of low income.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 446—An act to add Chapter 3.5 (commencing with Section 175) to Division 1, Title 1, of the Government Code, relating to the common boundary between the States of Arizona and California, and ratifying an interstate compact between Arizona and California.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate March 21, 1963, strike out "executed".

Amendment No. 2

On page 6, strike out lines 1 to 36, inclusive.

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 446**Amendment No. 1**

On page 2, line 22, of the printed bill, as amended in Senate March 21, 1963, strike out "34", and insert "22".

Amendment No. 2

On page 4, strike out lines 2 to 52, inclusive; on page 5, strike out line 1; and in line 2, strike out "Point No. 32", and insert "lines on the right and left banks to Point No. 20".

Amendment No. 3

On page 5, line 8, strike out "33", and insert "21".

Amendment No. 4

On page 5, line 12, strike out "34", and insert "22".

Amendment No. 5

On page 5, line 21, strike out "234", and insert "222".

Amendment No. 6

On page 5, line 22, strike out "34", and insert "22".

Amendment No. 7

On page 5, line 28, strike out "234", and insert "222".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 536—An act to add Section 13114.1 to the Government Code, relating to motor vehicle parking facilities, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate March 28, 1963, strike out "any such acquisition", and insert "no such acquisition shall be commenced".

Amendment No. 2

On page 1, line 10, strike out "shall be subject to", and insert "unless and until an".

Amendment No. 3

On page 1, line 11, after "therefor", insert "has been made".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 768—An act to amend Section 395.1 of the Military and Veterans Code, relating to employment rights of veterans.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 20, of the printed bill, strike out "six", and insert "30".

Amendment No. 2

On page 2, line 23, after "State", insert "and within three months after the actual termination of his active service with the armed forces or the militia".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Concurrent Resolution No. 43—Relative to the preservation of ancient Indian burial grounds and artifacts and relics of Indian culture in California.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 25, of the printed measure, after "State," insert "with their present staff and facilities,".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 756—An act to amend Section 1060 of the Government Code, relating to residence and offices of state officers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 528—An act to add Section 125 to the Welfare and Institutions Code, relating to the Welfare Advance Fund.

Bill read second time.

Motion to Re-refer Senate Bill No. 528

Senator Miller moved that Senate Bill No. 528 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 633—An act to amend Sections 5900, 5980, 5981, 5988, 5989, 5991, 5992, 5993, and 6020 of, to amend the heading of Article 3 (preceding Section 5980) and Article 4 (preceding Section 6020) of Chapter 3, Part 1, Division 6 of, to repeal Sections 5983, 5984, 5985, 5986, and 5987 of, the Fish and Game Code, relating to fish screens.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 413—An act to amend Sections 12154, 12155, and 12157 of the Fish and Game Code, relating to forfeiture of bail.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 563—An act to amend Section 7162 of the Fish and Game Code, relating to sport fishing licenses.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 741—An act to amend Sections 8210 and 8211 of the Fish and Game Code, relating to salmon.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 689—An act to add Chapter 13 (commencing with Section 47900) to Part 9, Division 14, of the Water Code, relating to an alternative method of collecting assessments levied by a water storage district.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 2, lines 46, 47, and 48, of the printed bill, as amended in Senate March 19, 1963, strike out "Not more than one-half of one percent of the amount collected shall be so charged or deducted by any county."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 778—An act to amend Sections 9, 17, 18, 19, and 20 of, to repeal Sections 21 and 22 of, and to add Sections 21, 21.1, 21.2, 21.3, 21.4, 21.5, 21.6, 21.7, 21.8, 21.9, 21.10, 21.11, 21.12, 21.13, 21.14, 21.15, 21.16, 21.17, 21.18, 21.19, 21.20, 21.21, and 21.22 to, the Orange

County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "to repeal", and insert "and to amend and renumber".

Amendment No. 2

On page 2, line 14, strike out "land", and insert "lands".

Amendment No. 3

On page 2, line 15, strike out "owners", and insert "owner".

Amendment No. 4

On page 4, line 38, strike out "a)", and insert "(a)".

Amendment No. 5

On page 4, line 44, strike out "b)", and insert "(b)".

Amendment No. 6

On page 5, line 10, strike out "code", and insert "act".

Amendment No. 7

On page 5, strike out lines 11 through 30, and insert
"Sec. 18. The board of supervisors of said Orange County at the time of the levying county taxes annually must levy a general assessment sufficient to raise the amount or amounts specified in said estimates of said directors, as herein provided. *In addition thereto, said board of supervisors shall levy an assessment sufficient to meet all payments of principal and interest on any bonds of the district as provided in Section 21.22 of this act.* Said board of supervisors must determine the rate of such assessments by deducting such percent, not to exceed 10 percent, as shall be determined by the board of directors of the district for anticipated delinquencies from the assessed value of the assessable real property in said district on which an assessment is to be levied, as it appears on the assessment roll of the county, and then dividing the sum or sums reported by said board of directors as required to be raised by the remainder of such total assessed value. The general assessments and the assessment for payment of bond principal and interest levied and/or collected under the terms of this act shall be levied and collected on real property including assessable rights therein and improvements thereon, but not on personal property."

Amendment No. 8

On page 5, line 31, strike out "code", and insert "act".

Amendment No. 9

On page 5, line 47, after the first "are", insert a comma.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 10

On page 6, strike out line 35, and insert

"SEC. 6. Section 21 of said act is amended and renumbered to read:

[Sec. 21.] *Sec. 20.6.* For the purpose of constructing, purchasing, leasing or otherwise acquiring water, water rights, storage sites, spreading grounds, lands, canals, conduits, rights and privileges useful or necessary for the purposes of said district, and otherwise carrying out the provisions of this act, and before any such purposes or projects are instituted and carried out, the board of directors of said district shall determine whether any such purpose or project is feasible and necessary and of general benefit to the lands in the district, and shall also estimate and determine the amount of money necessary to be raised for each or any of said

purposes or projects. For the purpose of ascertaining the feasibility, necessity and general benefit of any such purposes or projects and the amount of money necessary to be raised for the same or any of them, said board shall cause such engineering investigations, surveys, examinations, drawings, plans and reports to be made as shall furnish the proper basis for said purposes or projects, and said estimates of the cost thereof. Said engineering investigations, drawings, plans and reports, and the estimates based thereon may provide that the works necessary for a completed purpose or project shall be constructed progressively during a period of years. All engineering investigations, examinations, drawings, plans and reports shall be made under the direction of a competent engineer or engineers selected by the directors, and shall be certified by him or them. All data obtained by Orange County Flood Control District and all other available engineering data may be considered in all of said engineering investigations."

Amendment No. 11

On page 7, strike out line 11, and insert

"Sec. 7. Section 22 of said act is amended and renumbered to read:

[Sec. 22.] *Sec. 20.7.* If it shall appear from said engineer's report or reports that any such purpose or project is feasible and necessary and of general benefit to the lands in the district, the board of directors by resolution entered in its minutes may so find and may declare the purpose or project duly instituted."

Amendment No. 12

On page 7, line 21, strike out "a)", and insert "(a)".

Amendment No. 13

On page 7, line 26, strike out "b)", and insert "(b)".

Amendment No. 14

On page 8, line 3, strike out "a)", and insert "(a)".

Amendment No. 15

On page 8, line 4, strike out "b)", and insert "(b)".

Amendment No. 16

On page 8, line 5, strike out "c)", and insert "(c)".

Amendment No. 17

On page 8, line 11, strike out "d)", and insert "(d)".

Amendment No. 18

On page 8, line 12, strike out "e)", and insert "(e)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1091—An act to add Section 5207.1 to the Education Code, relating to Saturday educational activities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly March 20, 1963, after "district", insert "in approved programs for mentally gifted minors as defined in Section 6421 of the Education Code".

Amendment No. 2

On page 1, line 7, strike out "apportionments based on".

Amendment No. 3

On page 1, line 8, after "attendance", insert "in the district".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1110—An act to amend Section 20806 of the Education Code, relating to school district taxation, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 959—An act to amend Section 7503 of the Education Code, relating to the Curriculum Commission.

Bill read second time, and ordered to third reading.

Assembly Bill No. 693—An act to add Section 3581.1 to the Education Code, relating to school district organization.

Bill read second time, and ordered to third reading.

Assembly Bill No. 971—An act to amend Section 2841 of the Education Code, relating to school district organization.

Bill read second time, and ordered to third reading.

Assembly Bill No. 708—An act to amend Section 1944 of the Labor Code, relating to the employment of alien librarians by any college or university supported in whole or in part by the State.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 855—An act to amend Sections 33230, 33231.5 and 33232 of the Health and Safety Code, relating to community redevelopment law.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 511—An act to amend Section 9006 of the Welfare and Institutions Code, relating to community mental health services.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 389—An act to amend Sections 745.1, 745.2, and 745.6 of, and to add Sections 746.21, 746.22, 746.23, and 746.24 to the Agricultural Code, relating to the Dairy Council of California, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 3, line 35, of the printed bill, as amended in Assembly March 4, 1963, after "fee", insert ", for each month of the year other than the months of May and October,".

Amendment No. 2

On page 3, line 39, after "maximum", insert "fee, for each month of the year other than the months of May and October,".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 618—An act to amend Section 165.1 of the Agricultural Code, relating to nutria.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1 of the printed bill, strike out line 10; and in line 11, strike out "of June of each year", and insert "year,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 489—An act to amend Section 65434 of the Government Code, relating to compensation and expenses of members of a board of zoning adjustment.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "the", and insert "any".

Amendment No. 2

On page 1, line 9, after "board", insert "within the county or city".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Resolution No. 70—Relative to the Wildlife Conservation Board.

Motion to Refer Bill to Inactive File

Senator Regan moved that Senate Resolution No. 70 be placed on the inactive file.

Motion carried.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 344—An act to amend Sections 7351, 7653, 7654, and 8651 of, and to add Section 7351.5 to, the Revenue and Taxation Code, to amend Section 9400 of, and to add Section 9401 to, the Vehicle Code, and to amend the heading of Chapter 1 (commencing with Section 2000) of Division 3, and Sections 195, 2004.5, 2104, 2107, 2107.5, 2110, 2117.5, and 2152 of, to add Sections 186.1, 186.2, 186.3,

186.4, 186.5, 186.6, 186.7, 186.8, 188.6, and 2105 to, and to repeal Chapter 2 (commencing with Section 2050) of Division 3, and Sections 2000, 2001, 2002, 2003, 2004, 2005, 2105, 2106, 2110.5, 2111, 2113, 2114, 2115, 2116, and 2117 of, the Streets and Highways Code, to provide a system of state, county and city streets, roads, and highways and for the financial support thereof, including the levying of taxes and fees therefor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Lagomarsino, Murdy, Nisbet, O'Sullivan, Peterson, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—22.

NOES—Senators Bradley, Holmdahl, McAtter, McCarthy, and Miller—5.

Bill ordered transmitted to the Assembly.

MOTION TO PRINT OPINION OF LEGISLATIVE COUNSEL

Senator Gibson moved that the following opinion of Legislative Counsel regarding Assembly Bill No. 889, Transit Districts, be printed in the Journal.

Motion carried.

OPINION OF THE LEGISLATIVE COUNSEL

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, April 3, 1963

Hon. John T. Knox
Assembly Chamber

Transit Districts—No. 13715

Question

DEAR MR. KNOX: You have asked us whether Assembly Bill No. 889, as introduced, would affect any municipally-owned transportation system.

Opinion

No.

Analysis

Assembly Bill No. 889 would amend Section 24505 of the Public Utilities Code to refine the term "transit", as that term is used in the law with regard to transit districts in the Counties of Alameda or Contra Costa (Pt. 1 (commencing with Sec. 24501), Div. 10, P.U.C.). The bill would add the following language which we have indicated by underlining to that section:

"24505. 'Transit' means the transportation of passengers and their incidental baggage by any means *other than by chartered bus, sightseeing bus, or any other motor vehicle not on an individual passenger fare-paying basis.* Nothing in this section shall be construed to prohibit a district from leasing its buses to private certified public carriers or to prohibit a district from providing school bus service for the transportation of pupils between their homes and schools."

The law with regard to transit districts in the Counties of Alameda or Contra Costa Counties is applicable only to such districts. It has no application to any municipally owned transportation system. Thus, we would conclude that Assembly Bill No. 889 would not affect any municipally owned transportation system.

Very truly yours,

A. C. MORRISON

Legislative Counsel

By STANLEY M. LOURIMORE

Deputy Legislative Counsel

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 644—An act to abolish the School Land Fund and provide for the disposition of its unencumbered balance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Burns, Christensen, Cobey, Dolwig, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.
NOES—Senator Bradley—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 323—An act to amend Section 42001 of, and to add Section 42001.5 to, the Vehicle Code, relating to fines and penalties.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 623—An act to add Section 285.1 to the Code of Civil Procedure, relating to withdrawals of attorneys of record in domestic relations proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Dolwig, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 714—An act to amend Sections 506, 568, 656, 663, 725, 727, 729, and 781 of the Welfare and Institutions Code, relating to juvenile courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 624—An act to amend Sections 932, 1555 and 1907 of the Probate Code, relating to the rendering of accounts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 378—An act to amend Section 12606 of the Business and Professions Code, relating to weights and measures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 80—An act to add Section 818 to the Penal Code, relating to arrest.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 663—An act to amend Section 53891 of the Government Code, relating to financial affairs of local agencies.

Motion to Re-refer Senate Bill No. 663

Senator Miller moved that Senate Bill No. 663 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 664—An act to amend Sections 11611 and 11612 of the Business and Professions Code, relating to the construction of subdivision improvements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 665—An act to add Section 2804.1 to the Streets and Highways Code, relating to special assessments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 666—An act to amend Sections 10002 and 10502 of, and to add Sections 10010, 10502.1, 10502.2 and 10502.3 to, the Streets and Highways Code, relating to special assessment proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 670—An act to repeal Section 10427 of, and add Sections 10427 and 10427.1 to, the Streets and Highways Code, relating to municipal improvements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 674—An act to amend Section 424 of the Penal Code, relating to public money.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 675—An act to add Section 10204.1 to the Streets and Highways Code, relating to special assessment proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 676—An act to amend Section 2804 of the Streets and Highways Code, relating to special assessment limitations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 668—An act to amend Section 61114 of the Government Code, relating to community services districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 669—An act to amend Sections 5125, 5130, 5132.1, 5180, 5190, 5191, 5222, 5242, 5249, 5254.5, 5300, 5301, 5302, 5341, 5503, 5506, 5872, 6647 and 6460 of, and to amend and renumber Sections 5119 and 5360.1 of, and to add Sections 5126, 5231.1, 5232.1, 5360.2, 5873 and 5374.1 to, and to repeal Sections 5015, 5016, 5017, 5340, 5375, 5582 and 5583 and Chapter 14 (commencing with Section 5315) of Part 3 of Division 7 of, the Streets and Highways Code, relating to special assessments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller,

Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 671—An act to repeal Division 5 (commencing with Section 3200) of the Streets and Highways Code, relating to special assessment proceedings for acquisitions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 673—An act to repeal Division 8 (commencing with Section 7000) of the Streets and Highways Code, relating to special assessment proceedings for improvements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 677—An act to amend Sections 5220 and 10310 of, and to add Sections 5223, 10010 and 10311.1 to the Streets and Highways Code, relating to protests by owners in special assessment proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 678—An act to add Chapter 4.5 (commencing with Section 10350) to Division 12, and to repeal Sections 10313, 10314, 10315 and 10316, of the Streets and Highways Code, relating to changes in special assessment proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 290—An act to add Chapter 7 (commencing with Section 5600) to Division 6 of Title 1 of the Government Code, and to amend Sections 43622 and 29914 of the Government Code, Section 21806 of the Education Code, Sections 25267, 36194, 36349 and 55524 of the Water Code, Sections 4789, 6645 and 32306 of the Health and Safety Code, Section 35406 of the Streets and Highways Code, Sections 13242 and 17004 of the Public Utilities Code, Section 5784.26 of the Public Resources Code and Section 7 of the Los Angeles County Flood Control Act, relating to the denominations of bonds and other evidences of indebtedness of public bodies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Way, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 659—An act to amend Section 17318 of the Public Utilities Code, relating to public utility districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 791—An act to amend Section 36510 of the Government Code, relating to city officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Way, Weingand, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 447—An act to amend Section 290 of the Penal Code, relating to registration of sex offenders.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 308—An act to amend Sections 1299.18 and 1299.19 of the Agricultural Code, relating to processors of farm products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingard, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 193—An act to amend Section 12883.5 of the Water Code, relating to state financial assistance for local water projects.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingard, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 339—An act to amend Section 1000 of the Probate Code, relating to preliminary distribution of estates.

Bill read third time.

Motion to Amend

Senator Lagomarsino moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3 of the printed bill, as amended in Assembly February 27, 1963, strike out "two", and insert "three".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 355—An act to amend Sections 2047, 2048, 2857 and 2859 of, and to repeal Sections 2044, 2049, 2650, 2860 and 2861 of, the Water Code, relating to the recovery of State Water Rights Board expenses in court references and adjudications.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingard, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 356—An act to amend Sections 1057 and 1550 of, and to repeal Section 2865 of, the Water Code, relating to the State Water Rights Board accounting procedure.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 823—An act to amend Section 22234 of the Water Code, relating to the powers of irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 17—An act to amend Section 446 of the Code of Civil Procedure, relating to verification of pleadings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 316—An act to amend Section 12609 of the Business and Professions Code, relating to containers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 111—An act to repeal the California Water Storage and Conservation District Act (Chapter 1253, Statutes of 1941), relating to water storage and conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy,

Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 491—An act to add Section 4.6 to the Water Conservation Act of 1927 (Chapter 91 of Statutes 1927), relating to the use of the last equalized assessment roll.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 494—An act to amend Section 35003 of the Water Code, relating to water district elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 145—An act to add Section 26608.1 to, and to amend Section 71265, of the Government Code, relating to service of process.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 799—An act to amend Section 3076 of the Labor Code, relating to apprenticeship.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 338—An act to add Sections 541.3 and 1480.5 to the Probate Code, relating to bonds of executors, administrators, and guardians.

Motion to Re-refer Assembly Bill No. 338

Senator Lagomarsino moved that Assembly Bill No. 338 be re-referred to Committee on Judiciary.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator McAteer:

Senate Resolution No. 116

Relative to congratulating the Port of San Francisco on the observance of its centennial year

WHEREAS, The Port of San Francisco is one of the world's foremost maritime centers, serving as the gateway for all of the Pacific, giving California world stature as a maritime state; and

WHEREAS, The Port of San Francisco marks its origin with the signing of the Oulton Bill by Governor Leland Stanford on April 24, 1863, which established a Board of State Harbor Commissioners to administer San Francisco's harbor; and

WHEREAS, The Harbor Commissioners in those early years faced seemingly unsurmountable obstacles to the development of facilities to accommodate the needs of the expanding agriculture and commerce of California and neighboring states; and

WHEREAS, San Francisco and all California can be justly proud of the efforts of members of the San Francisco Port Authority to keep pace with the technological improvements in cargo handling, pier and terminal construction, and transportation by adoption of a master plan for development and expansion of all facilities including the new "superterminal" in the Islais Creek area, scheduled for operation in 1964; the World Trade Center, the West Coast's only major mart devoted exclusively to import-export commerce; and the Mission Rock Terminal, the largest over-water pier on the Pacific Coast; and

WHEREAS, The development of the harbor by the Port Authority and its predecessor, the Harbor Commission, has been financed entirely from port income and by self-liquidating bonds without the use of any state, municipal or other tax resources; now, therefore, be it

Resolved by the Senate of the State of California, That Members of the Senate congratulate and commend the San Francisco Port Authority on the observance of the port's centennial year under State administration; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the San Francisco Port Authority and to Mr. Cyril Magnin, President of the San Francisco Port Authority and each of the members, H. A. Tagliaferri, D.D.S., Claude Jinkerson, J. Warnock Walsh and James. J. Rudden.

Resolution read and unanimously adopted on motion of Senator McAteer.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1121: By Senator Sedgwick (Coauthor: Assemblyman Lunardi)—An act to add Article 11 (commencing with Section 51485) to Chapter 2 of Part 7 of Division 15 of the Water Code, relating to expenses of forming a reclamation district, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 1122: By Senator Rattigan (Coauthor: Assemblyman Kennick)—An act to add Article 6.7 (commencing with Section

795) to Chapter 1 of Part 2 of Division 1 of, and to amend Section 10270.4 of, the Insurance Code, relating to disability insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1123: By Senator Farr (Coauthors: Assemblymen Z'berg and Unruh)—An act to repeal Chapter 2 (commencing with Section 5200) of, and to add Chapter 2 (commencing with Section 5200) to, Division 3 of the Business and Professions Code, relating to the restriction, regulation, control, and licensing of highway advertising.

Referred to Committee on Transportation.

Senate Bill No. 1124: By Senator Sedgwick (Coauthor: Assemblyman Lunardi)—An act making an appropriation to the Department of Water Resources for the repair and restoration of the Daguerre Point Debris Dam on the Yuba River, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 1125: By Senator Pittman—An act to add Section 8961.6 to the Health and Safety Code, relating to public cemetery districts.

Referred to Committee on Public Health and Safety.

Senate Bill No. 1126: By Senator McAteer (Coauthors: Assemblymen Gaffney, Foran, Burton, Marks, and Meyers)—An act to amend Section 69900 of the Government Code, relating to superior courts.

Referred to Committee on Labor.

Senate Bill No. 1127: By Senator Bradley—An act to amend Sections 8503, 8571, 8573, 8653 and 8654 of, and to add Section 8682.2 to, the Streets and Highways Code, relating to the Improvement Bond Act of 1915.

Referred to Committee on Transportation.

Senate Bill No. 1128: By Senator Bradley—An act to add Part 11.1 (commencing with Section 8760) to Division 10 of the Streets and Highways Code, relating to the Improvement Bond Act of 1915.

Referred to Committee on Public Utilities.

Senate Bill No. 1129: By Senator Bradley—An act to amend Sections 10109, 10110, and 10111 of the Streets and Highways Code, relating to the Municipal Improvement Act of 1913.

Referred to Committee on Public Utilities.

Senate Bill No. 1130: By Senator Bradley—An act to amend Section 61103 of the Government Code, relating to formation of community services districts.

Referred to Committee on Local Government.

Senate Bill No. 1131: By Senator Pittman—An act to add Sections 464 and 4506 to the Welfare and Institutions Code, relating to public assistance.

Referred to Committee on Social Welfare.

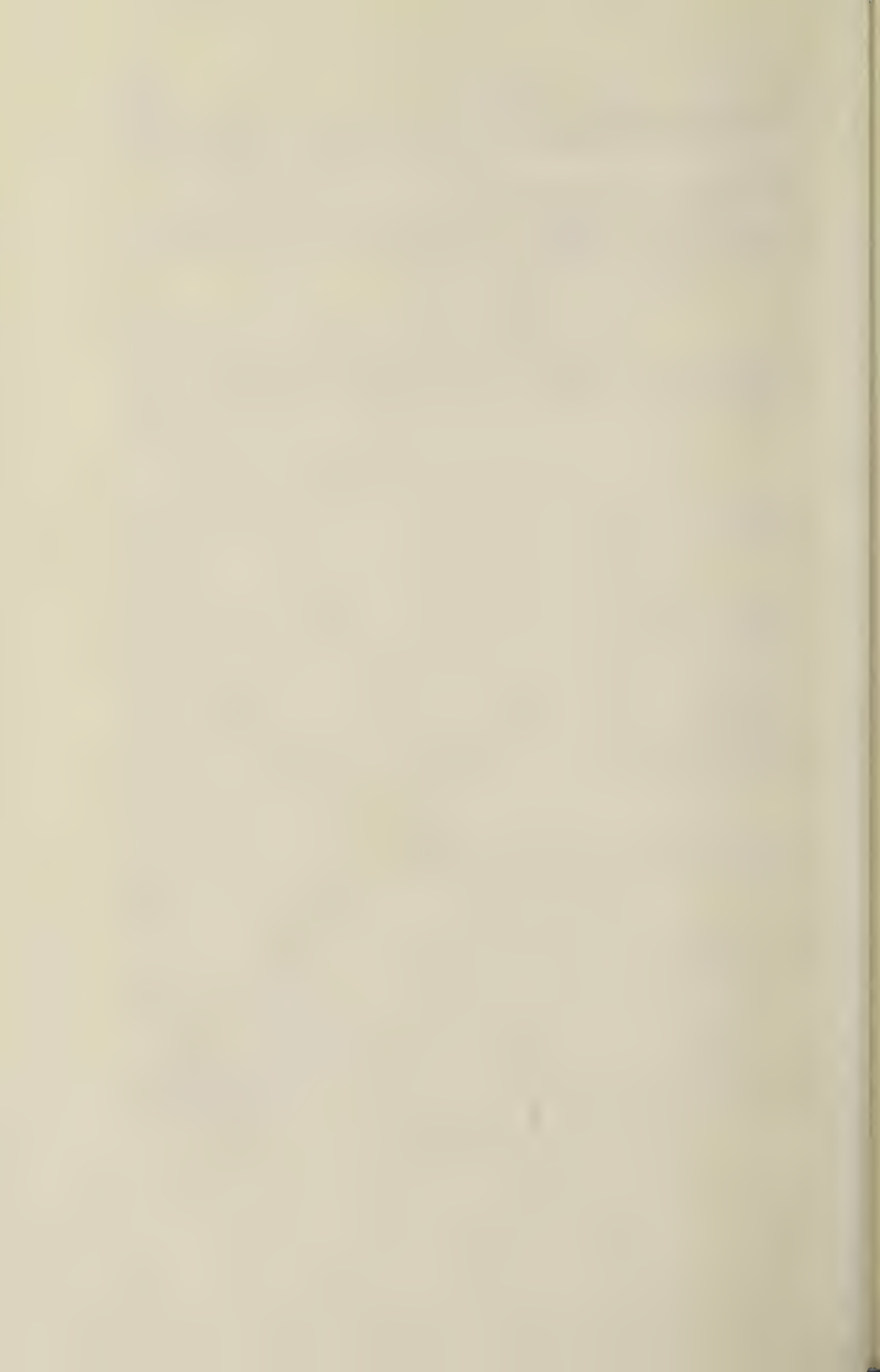
Senate Concurrent Resolution No. 46: By Senator Stiern—Relating to the level of state support for the public junior colleges.

Referred to Committee on Education.

ADJOURNMENT

At 5.27 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Friday, April 5, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SIXTH LEGISLATIVE DAY

SIXTY-FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, April 5, 1963

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams--36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

May we, Lord, As St. Paul, know how both to suffer and to abound--accepting with resignation and interior peace, both the palm of victory and the thorns of sorrow. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Farr, on motion of Senator Burns, on personal business.

Senator McAteer, on motion of Senator Burns, on legislative business.

Senator Gibson, on motion of Senator Murdy, on personal business.

Senator Teale, on motion of Senator Miller, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Carl H. Mehrhof, and the following students of Alta School of Placer County: Michelle DeCamp, Cyril Hall, Ava Hart, Gayle Heisterkamp, Karen Herrold, Robert Jefferson, Susan Longnecker, Susan Prince, Glenn

Rhines, Kathryn Wilson, Tom Bagley, Pat Bedinger, Margie Casas, Larry Charles, Patricia Hall, Duane Rebling, Rickey Rehling, and Gregory Strosnider.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Golden Feather Union School District of Oroville: *Teacher*—Mr. Norman Cole. *Bus driver*—Mr. Oliver Truex. *Parents*—Mrs. John Boynton, Mrs. Wm. Holland, and Mrs. Frank Ramey. *Students*—John Jewett, Michael Miller, Michael Neher, Yolanda Carrillo, Diane Crabtree, Linda Gilchrist, Cheryl Lewis, Claudia Boynton, Ralph Burnett, Pete Freeman, Jimmy Gramps, Wallace Harworth, Mike Larson, David Mahan, Mike McCuen, Richard Sowers, Irma Carrillo, Barbara McCall, Judy Fry, Judy Ramey, and Madeline Stone.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mary Hale, district superintendent; Mr. William C. Carle, principal; Mrs. Mildred Moore, Mr. Gordon Sadler, and 46 students from Burns Valley School and Lower Lake School, Lake County.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Alta School: Michelle DeCamp, Cyril Hall, Ava Hart, Gayle Heisterkamp, Karen Herrold, Robert Jefferson, Susan Longnecker, Susan Prince, Glenn Rhines, Kathryn Wilson, Tom Bagley, Pat Bedinger, Margie Casas, Larry Charles, Patricia Hall, Duane Rehling, Rickey Rehling, Gregory Strosnider, and Jeannette Scheuffele.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Guy W. Taylor, principal; and the following students of Navelencia School of Reedley: Ralph Blankenship, Wanda Collins, Jean Cornelius, Carolyn Curnett, David Deaver, Joe Domingos, Armando Gonzalez, James Holcroft, Louise Hudson, Ed Hutchinson, Alex Irvine, Darrel Johnson, Sharon Kliever, Reese Oldham, Ray Parker, and Jessie Sanchez.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Burns Valley Elementary School of Clearlake Highlands: *Teachers*—Mrs. Mary Hale, district superintendent; Mrs. Mildred Moore, and Mr. Gordon Sadler. *Parents*—Mrs. Ramona Hellgren and Mr. Tom Barrick. *Students*—Kenneth Joseph Baca, Craig Richard Barrick, Donna Faye Brown, Robert Terry Brumett, Clift Eugene Carpenter, John Davis, Kathleen Emmons, Kenneth Hedin, Steven Rodger Hellgren, Carl Ray Howe, Charles Hinkle Johns, Cindy Koop, Karen Louise Morgan, Robert Perrine, Christine Lynette Poole, Jon Hill Reeder, Diane Sue Smith, Vicki Smith, Carla Thompson, Judy Lee Wisgerhof, Michael Rex Wolfgram, Clark William Woy, and Ann Johnson.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Lower Lake Elementary School: Mr. William C. Carle, and Mr. and Mrs. Clair Gaines. *Students*—Dick Boyee, Hank Bryant, Bob Butler, Bruce Compton, George Diener, Grant

Gaines, Tom Gilson, Patricia Harper, Ervin Jamison, Ronald Jarrett, James McCarthy, George Sullivan, Bob Templeton, Lonnie Gorham, Cherry Minor, Azalee Mitts, Gail Tremper, Judy Weiper, and Cindy Hayes.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Pat Newkirk and her son John, from Walnut Creek, Contra Costa County.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bert Broemmell, County Assessor of Marin County, who resides in San Rafael; and Mrs. Dorothy Thomas and Mrs. Fanham, both of Mill Valley.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Earnest B. Coffman of Placerville.

On request of Senator Way, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Orosi Union High School of Orosi: Mrs. Jean Davasher, Mrs. Esther Billman, Mr. Marvin Awbrey, and Mr. Howard Marshburn. *Students*—Tom Anderson, David Bailey, Richard Benson, Tony Cervantes, Steve Chance, Paul Clinton, John Cooper, Charlie Davidian, Louie Garcia, Augie Gonzales, Bill Harkey, Rudy Pacillas, Bruce Parbst, Ray Portillo, Joe Ramirez, Richard Sisson, Larry Smith, Joe Soleno, James Umino, Ernie Westbrook, Willard Williams, Alvin Yamamoto, Roger Youders, Cipriano Suarez, Bob Perez, Peter Marquez, Glen Fabionar, Tom Trice, Craig Loy, Marilyn Bailey, Maryann Camarillo, Emily Castillo, Pam Davasher, Alberta Fowler, Myra Gray, Toni Gregory, Darleen Hobbs, Wanda Jones, Donna Jordan, Carolyn Martin, Brenda Owen, Dolores Ramirez, Carolyn Reeder, Sharon Reynolds, Priscilla Rodriguez, Olivia Romero, Laverne Shaffer, Sally Tellez, and Lupe Trujillo.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Frank Thomas and Mr. Bud Fink, both of San Diego.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Gravenstein Union School of Sebastopol: *Teachers*—Mr. James Poekrus and Mr. Rubin Gornbein. *Students*—Antoinette Araujo, Dale Beuckens, Samuel Brewer, Robert Borges, Julianne Callan, James Camden, Terry Colvard, Judith Cookson, Donald Davis, Michael Dean, Michael Evans, Linda Fitzjarrell, Al Fowler, Junella Frederick, Deborah Garloff, Mary Gungg, Arthur Grahl, Donna Graves, Michael Gonzales, Wendy Gundersen, Warren Hansen, Adrienne Harper, David Herbstritt, Rebecca Jepson, Denise Kendall, Christine Lander, Ernest Lee, Robert Martin, Michael McBride, James Miller, Agnes Mullan, Anne Neves, Sharon Palmer, Mike Patterson, James Piccinini, Helen Rand, Craig Reeves, Lauren Riley, Steven Rivers, Richard Rogers, David Russell, Gay Salisbury, Marilyn Sanders, Linda Schmitz, Christopher Shurtleff, Dale Smith, Peggy Smith,

David Sunderman, Linda Tillinghast, Peggy Tuoto, Laurie Vast, Michael Walker, Kathy Welch, Sandra White, Rebecca Wilber, Gary Wilson, Harry Wold, Marilyn Wong, and Jesse Wood.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. Austino Gayo of Fairfield.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

THE SENATE, THE SECOND LEGISLATURE
OF THE STATE OF HAWAII
IOLANI PALACE, HONOLULU, HAWAII, March 22, 1963

Hon. Glenn M. Anderson
Lieutenant Governor of California, and
President of the Senate
State Capitol, Sacramento

Sir: I transmit herewith certified copy of Senate Concurrent Resolution No. 29, which was adopted by the Second Legislature of the State of Hawaii, General Session of 1963.

Respectfully,

SEICHI HIRAI, Clerk of the Senate

Letter transmittal ordered printed in the Journal, and the resolution filed with the secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 5, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 113
Senate Bill No. 295

ARTHUR H. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 5, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Bill No. 53

And respectfully requests your honorable body to concur in said amendments.

ARTHUR H. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, April 5, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 52

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 52—Commending Y. Frank Freeman.

Request for Unanimous Consent

Senator Rees asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 52, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 52

Assembly Concurrent Resolution No. 52—Commending Y. Frank Freeman.

Resolution read, and presented by Senator Rees.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 5, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 48
Assembly Bill No. 59
Assembly Bill No. 61
Assembly Bill No. 109
Assembly Bill No. 334
Assembly Bill No. 687
Assembly Bill No. 807
Assembly Bill No. 879
Assembly Bill No. 920
Assembly Bill No. 1021
Assembly Bill No. 1099
Assembly Bill No. 1162

Assembly Bill No. 1163
Assembly Bill No. 1183
Assembly Bill No. 1333
Assembly Bill No. 1431
Assembly Bill No. 1443
Assembly Bill No. 1444
Assembly Bill No. 1447
Assembly Bill No. 1465
Assembly Bill No. 1497
Assembly Bill No. 1499
Assembly Bill No. 1501

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 48—An act to add Section 5014 to the Public Resources Code, relating to the State Park System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 59—An act to add Section 443 to the Welfare and Institutions Code, relating to public assistance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 61—An act to amend Section 1511 of the Welfare and Institutions Code, relating to public assistance grants, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 109—An act to amend Section 70048 of the Government Code, relating to superior court reporters.

Referred to Committee on Labor.

Assembly Bill No. 334—An act to amend Section 4080 of the Business and Professions Code, relating to pharmacy.

Referred to Committee on Business and Professions.

Assembly Bill No. 687—An act to amend Sections 460, 626.1, 4231, 4247, and 4283 of the Agricultural Code, relating to milk.

Referred to Committee on Agriculture.

Assembly Bill No. 807—An act to add Section 148.7 to the Penal Code, relating to false representations made for purpose of serving sentence of another.

Referred to Committee on Judiciary.

Assembly Bill No. 879—An act to amend Sections 260, 465, and 9400 of, and to add Sections 243 and 362 to, the Vehicle Code, and to amend Section 10753 of the Revenue and Taxation Code, relating to motor vehicle fees.

Referred to Committee on Transportation.

Assembly Bill No. 920—An act to amend Section 5100 of the Business and Professions Code, relating to the practice of accountancy.

Referred to Committee on Business and Professions.

Assembly Bill No. 1021—An act to add Section 31648.6 to the Government Code, relating to retirement benefits of elective officers.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1099—An act to amend Section 4741 of, and to add Section 4759.1 to, the Health and Safety Code, relating to sanitation districts.

Referred to Committee on Local Government.

Assembly Bill No. 1162—An act to amend Section 5782.1 of the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Local Government.

Assembly Bill No. 1163—An act to amend and renumber Section 1959, of the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Local Government.

Assembly Bill No. 1183—An act to amend Section 70141.7 of the Government Code, relating to salaries of commissioners.

Referred to Committee on Judiciary.

Assembly Bill No. 1333—An act to amend Sections 226 and 227a of, and to add Sections 226.1, 226.2, 226.3, 226.4, 226.5, 226.6, 226.7, 226.8 and 226.9 to, the Civil Code, relating to adoptions.

Referred to Committee on Judiciary.

Assembly Bill No. 1431—An act to amend Section 21652 of the Vehicle Code, relating to driving on service roads.

Referred to Committee on Transportation.

Assembly Bill No. 1443—An act to amend Section 1144 of the Probate Code, relating to public administrators.

Referred to Committee on Judiciary.

Assembly Bill No. 1444—An act to amend Section 1145 of the Probate Code, relating to notice of death of stranger and liability for default.

Referred to Committee on Judiciary.

Assembly Bill No. 1447—An act to amend Section 1152 of the Probate Code, relating to public administrators.

Referred to Committee on Judiciary.

Assembly Bill No. 1465—An act to add Section 989 to the Streets and Highways Code, relating to county highways.

Referred to Committee on Transportation.

Assembly Bill No. 1497—An act to amend Section 2006 of the Streets and Highways Code, relating to county road commissioners.

Referred to Committee on Transportation.

Assembly Bill No. 1499—An act to repeal Section 12463.2 of, and Article 3 (commencing with Section 26940) of Chapter 4 of Part 3 of Division 2 of Title 3 of, the Government Code, relating to the annual financial statement of a county.

Referred to Committee on Judiciary.

Assembly Bill No. 1501—An act to amend Section 1143 of the Probate Code, relating to public administrators.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 4, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 370

Senate Bill No. 633

Senate Bill No. 413

Senate Bill No. 682

Senate Bill No. 509

Senate Bill No. 741

Senate Bill No. 563

Senate Bill No. 756

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 178

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 446

Senate Bill No. 768

Senate Bill No. 536

Senate Bill No. 778

Senate Bill No. 689

Senate Bill No. 813

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 43

Senate Joint Resolution No. 2

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Elections

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 269

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

RODDA, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 621

Assembly Bill No. 265

Assembly Bill No. 209

Assembly Bill No. 659

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RODDA, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 747

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

RODDA, Chairman

Above reported bill ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 643

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

FARR, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Assembly Bill No. 942

Assembly Bill No. 943

Assembly Bill No. 944

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

FARR, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 41

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FARR, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Concurrent Resolution No. 32

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

FARR, Chairman

Above reported resolution ordered to third reading.

Committee on Transportation

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 858

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 858

Senator Gibson moved that Senate Bill No. 858 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 858—An act to add Section 9107 to the Vehicle Code, relating to privately owned transit vehicles.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, after the period, insert "(a)".

Amendment No. 2

On page 1, line 5, strike out "(a)", and insert "(1)".

Amendment No. 3

On page 1, line 11, strike out "(1)", and insert "(i)".

Amendment No. 4

On page 1, line 13, strike out "(2)", and insert "(ii)".

Amendment No. 5

On page 1, line 16, strike out "(b)", and insert "(2)".

Amendment No. 6

On page 1, after line 23, insert

"(b) The exemption provided by subdivision (a) shall not be denied for the occasional use of an otherwise exempt vehicle for a nonexempt service.

(c) The exemption provided by subdivision (a) shall not apply to a vehicle used primarily for airport or sightseeing service."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 163

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND SENATE BILL NO. 163

Senator Collier moved that Senate Bill No. 163 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 163—An act to add Sections 8256, 9257, and 10407 to the Revenue and Taxation Code, relating to state taxes.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Sections 8256, 9257, and 10407 to," and insert "amend Sections 9606, 9701, 9702, 9703, 9706, 9751, 9752, 9753, 9754, 9776, 9777, 9778, 9779, 9852, 9853, 9854, 9855, 9876, 9877.5, 9880, 9881, 9901, 9901.5, 9904, 9911, 9913, 9926, 9927, 9928, 9929, 10050, 10051, 10052, 10053, 10071, 10072, 10073, 10075, 10099, 10100, 10111, 10113, 10121, 10123, 10125, 10126, 10251, 10252, 10253, 10256, 10276, 10278, 10279, 10281, 10282, 10301, 10321, 10401, 10402, 10403, 10404, 10405, 10406, 10451, 10453, 10502 of, and to repeal Sections 9729, 10454 and 10455 of,".

Amendment No. 2

On page 1, strike out lines 5 to 9, inclusive, and insert "of highways. Therefore, this Legis—".

Amendment No. 3

On page 1, strike out line 12.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, between lines 14 and 15, insert

"SEC. 2. Section 9606 of the Revenue and Taxation Code is amended to read: 9606. "Gross receipts" include all receipts from transportation operations entirely within this State and a proportion, based upon the proportion of the mileage within this State to the entire mileage over which such operations extend, of the receipts from operations passing through, into, or out of this State, or partly within and partly without this State. "Gross receipts" as applied in connection with operations under lease or rental agreements include such amounts as the [board] department under such rules and regulations as it may prescribe determines to be reasonable compensation for the transportation services rendered by the operator.

"Gross receipts" do not include revenue derived by an express company from the shipment of property over the lines of common carriers, but do include revenue derived by an express company from the transportation of property in motor vehicles operated by it.

SEC. 3. Section 9701 of said code is amended to read:

9701. Every operator of a motor vehicle within this State who transports or desires to transport for compensation or hire persons or property upon any public highway within this State shall apply to the [board] department, on such forms as the [board] department may prescribe, for a license to operate motor vehicles for the transportation of persons or property for hire or compensation upon public highways in this State.

SEC. 4. Section 9702 of said code is amended to read:

9702. Each application for a license shall be accompanied by a fee of five dollars (\$5) payable to the [board] department.

SEC. 5. Section 9703 of said code is amended to read:

9703. Upon the receipt of the application, accompanied by the required fee, the [board] department shall issue to the applicant a license to transport for compensation or hire persons or property upon any public highway within this State. The [board] department may refuse to issue a license to any person to whom a license was previously issued and subsequently revoked for a violation of this part.

SEC. 6. Section 9706 of said code is amended to read:

9706. Every license issued is valid until canceled or revoked by the [board] department. A fee of five dollars (\$5) shall be paid to the [board] department for the issuance of a license to any person to whom a license was previously issued and subsequently canceled.

SEC. 7. Section 9729 of said code is repealed.

[9729. Upon the issuance of any number plates or emblems for display on any motor vehicle licensed under this part, the department shall immediately notify the board thereof.]

SEC. 8. Section 9751 of said code is amended to read:

9751. Whenever any operator licensed under this part fails to comply with any provision of this part or any rule or regulation of the [board] department prescribed and adopted under this part, the [board] department upon hearing, after

giving the operator 10 days' notice in writing of the time and place of the hearing to show cause why his license should not be revoked, may revoke the license.

SEC. 9. Section 9752 of said code is amended to read:

9752. *Whenever the department revokes the license of an operator or determines [The department upon receiving written notice from the board that the license of an operator has been revoked by the board or] that an operator has failed, neglected, or refused to obtain a license it shall forthwith suspend the registration of the motor vehicles of the operator which are [specified in the notice] licensed under this part and shall cause to be removed from such motor vehicles all number plates or emblems issued by the department for display upon the vehicles.*

SEC. 10. Section 9753 of said code is amended to read:

9753. After the suspension of registration of a motor vehicle and the removal of number plates or emblems therefrom it is a misdemeanor to operate the vehicle upon the public highways of this State until the operator fully complies with the provisions of this part, [a certificate to that effect is issued by the board to the department,] and the registration of the vehicle is restored by the department.

SEC. 11. Section 9754 of said code is amended to read:

9754. The [board] department or its authorized representatives may impound the vehicles of an operator whose license has been revoked and who continues to engage in the transportation of persons or property for hire or compensation after having been duly notified by the [board] department of the revocation. The [board] department or its representatives may retain possession of the vehicles until all taxes, interest, and penalties due from the operator and all costs incurred in connection with the impounding or storage of the vehicles have been paid.

SEC. 12. Section 9776 of said code is amended to read:

9776. Subsequent to the revocation of the license of an operator the [board] department shall reinstate the license when the operator pays the amount of license tax determined together with interest and penalties, fully complies with the provisions of this part, and pays a fee of ten dollars (\$10) to the [board] department for reinstatement. The fee shall not be subject to refund except as provided in Section 10251.

SEC. 13. Section 9777 of said code is amended to read:

9777. The department shall restore the registration of the motor vehicles of the operator and the number plates and emblems removed therefrom upon [the issuance by the board to the department of a certificate to the effect] *its determination* that the operator has fully complied with the provisions of this part and upon the payment by the operator to the department of a fee of five dollars (\$5) for the restoration of the registration of each motor vehicle.

SEC. 14. Section 9778 of said code is amended to read:

9778. If the registration of any motor vehicle has been suspended under Article 3 of this chapter, the department shall not thereafter reregister the motor vehicle or transfer the registration of ownership thereof upon the records of the department until the [board issues to] the department [a certificate to the effect] *has determined* that the operator has fully complied with the provisions of this part.

SEC. 15. Section 9779 of said code is amended to read:

9779. Transfer by the department of the registered ownership of any motor vehicle licensed under this part may be effected only after a certificate of license tax clearance has been issued therefor by the [board] department. The certificate of license tax clearance may be issued after the payment of all amounts due under this part or after the payment of such amounts is secured to the satisfaction of the [board] department. The certificate completely extinguishes the lien provided for in Article 3, Chapter 5, of this part in the motor vehicle described in the certificate.

SEC. 16. Section 9852 of said code is amended to read:

9852. Each operator shall on or before the twenty-fifth day of each month prepare a return for the preceding calendar month in such form as the [board] department may prescribe, showing the gross receipts of the operator, the amount of tax due for the month covered by the return, and such other information as the [board] department deems necessary for the proper administration of this part. Returns shall be signed by the operator or his duly authorized agent but need not be verified by oath.

SEC. 17. Section 9853 of said code is amended to read:

9853. The operator shall deliver the return to the office of the [board] department together with a remittance payable to the [Controller] department for the amount of tax due.

SEC. 18. Section 9854 of said code is amended to read:

9854. The [board] department for good cause may extend for not to exceed 30 days the time for making any return or payment required under this part. The extension may be granted at any time; provided, a request therefor is filed with the [board] department within or prior to the period for which the extension may be granted.

Any operator to whom an extension is granted shall pay, in addition to the tax, interest at the rate of one-half of 1 percent per month, or fraction thereof, from the date on which the tax would have been due without the extension to the date of payment.

Sec. 19. Section 9855 of said code is amended to read:

9855. The [board] department, if it deems it necessary in order to insure the payment of the tax imposed by this part, or to facilitate the administration of this part, may require returns and payment of the tax to be made for other than monthly periods.

Sec. 20. Section 9876 of said code is amended to read:

9876. If the [board] department is not satisfied with the return filed or amount of tax paid by any operator, it may make a deficiency determination of the tax required to be paid by the operator based upon information contained in the return or upon any information in its possession. One or more deficiency determinations may be made of the amount of tax due for one or for more than one month. When a business is discontinued a determination may be made at any time thereafter, within the periods specified in Section 9881, as to liability arising out of that business, irrespective of whether the determination is issued prior to the due date of the liability as otherwise specified in this part.

Sec. 21. Section 9877.5 of said code is amended to read:

9877.5. In making a determination the [board] department may offset overpayments for a month or months against underpayments for another month or months, against penalties, and against the interest on the underpayments.

Sec. 22. Section 9880 of said code is amended to read:

9880. The [board] department shall give the operator written notice of its determination. The notice may be served personally or by mail; if by mail, service shall be made pursuant to Section 1013 of the Code of Civil Procedure and shall be addressed to the operator at his address as it appears in the records of the [board] department, but the service shall be deemed complete at the time of deposit of the notice in the mail without extension of time for any reason.

Sec. 23. Section 9881 of said code is amended to read:

9881. Except in the case of fraud, intent to evade this part or authorized rules and regulations, failure to make a return or claim for additional amount pursuant to Section 9927, every notice of a deficiency determination shall be mailed to the operator within three years after the date the return was due or within three years after the return of the operator is filed, whichever period expires the later. If an operator fails to make a return, or the [board] department fails to make a claim for additional amount pursuant to Section 9927, the notice of determination shall be mailed within eight years after the date the return was due.

Sec. 24. Section 9901 of said code is amended to read:

9901. If any operator fails, neglects, or refuses to file a return within the time required, the [board] department shall make an estimate of the amount of the taxable gross receipts of the operator for the month or months for which the operator failed to make a return. Upon the basis of this estimate the [board] department shall compute and determine the tax payable by the operator, adding to the amount of tax so determined a penalty equal to 10 percent thereof. One or more determinations may be made of the amount of tax due for one or for more than one month. When a business is discontinued a determination may be made at any time thereafter, within the periods specified in Section 9881, as to liability arising out of that business, irrespective of whether the determination is issued prior to the due date of the liability as otherwise specified in this part.

Sec. 25. Section 9901.5 of said code is amended to read:

9901.5. In making a determination the [board] department may offset overpayments for a month or months against underpayments for another month or months, against penalties, and against the interest on the underpayments.

Sec. 26. Section 9904 of said code is amended to read:

9904. Promptly after making its determination the [board] department shall give to the delinquent written notice of the estimate, tax, and penalty, the notice to be served personally or by mail in the manner prescribed for service of notice of a deficiency determination.

Sec. 27. Section 9911 of said code is amended to read:

9911. If the [board] department believes that the collection of any amount of tax imposed under this part will be jeopardized by delay, it shall thereupon make a determination of the amount of tax due, noting that fact upon the determination. The amount determined is immediately due and payable.

Sec. 28. Section 9913 of said code is amended to read:

9913. The operator against whom a jeopardy determination is made may petition for the redetermination thereof pursuant to Article 4 of this chapter. He shall, however, file the petition for redetermination with the board within 10 days after the service upon him of notice of the determination. The operator shall also within the

10-day period deposit with the [board] *department* such security as it may deem necessary to insure compliance with this part. The security may be sold by the [board] *department* in the manner prescribed by Section 10050.

SEC. 29. Section 9926 of said code is amended to read:

9926. Any operator against whom a determination is made by the [board] *department* under Articles 2 or 3 of this chapter may petition the *board* for a redetermination within 30 days after the date of mailing the notice thereof to the operator. If a petition for redetermination is not filed within the 30-day period, the determination becomes final at the expiration of the period.

SEC. 30. Section 9927 of said code is amended to read:

9927. If a petition for redetermination is filed within the 30-day period, the board shall reconsider the determination of the *department* and, if the operator has so requested in his petition, shall grant the operator an oral hearing and shall give him 10 days' notice of the time and place of the hearing. The board may continue the hearing from time to time as may be necessary.

The board may decrease or increase the amount of the determination before it becomes final, but the amount may be increased only if a claim for the increase is asserted by the board at or before the hearing.

SEC. 31. Section 9928 of said code is amended to read:

9928. The order or decision of the board upon a petition for redetermination becomes final 30 days after the date of mailing the notice thereof to the operator. *The board shall notify the department of all orders or decisions made under this article.*

SEC. 32. Section 9929 of said code is amended to read:

9929. All determinations made by the [board] *department* under Articles 2 or 3 of this chapter are due and payable at the time they become final. If they are not paid when due and payable, a penalty of 10 percent of the amount of the determination, exclusive of interest and penalties, shall be added thereto.

SEC. 33. Section 10050 of said code is amended to read:

10050. The [board] *department*, whenever it deems it necessary to insure compliance with this part or any rule or regulation adopted under this part, may require any person subject to the tax imposed under this part to deposit with it such security as it may determine. The [board] *department* may sell the security at public sale if it becomes necessary so to do in order to recover any amount due under this part. Notice of the sale may be served upon the person who deposited the security personally or by mail in the manner prescribed for service of notice of a deficiency determination. Security in the form of a bearer bond issued by the United States or the State of California which has a prevailing market price may, however, be sold by the [board] *department* at private sale at a price not lower than the prevailing market price thereof. Upon any sale, any surplus above the amount due shall be returned to the person who deposited the security.

SEC. 34. Section 10051 of said code is amended to read:

10051. If any operator is delinquent in the payment of the license tax, the [Controller] *department* may give notice of the amount of the delinquency by registered mail to all persons having in their possession or under their control any credits or other personal property belonging to the operator, or owing any debts to the operator.

SEC. 35. Section 10052 of said code is amended to read:

10052. After receiving the notice the persons so notified shall neither transfer nor make other disposition of the credits, other personal property, or debts in their possession or under their control at the time they receive the notice until the [Controller] *department* consents to a transfer or disposition or until 60 days elapse after the receipt of the notice.

SEC. 36. Section 10053 of said code is amended to read:

10053. All persons so notified shall within five days after receipt of the notice advise the [Controller] *department* of all such credits, other personal property, or debts in their possession, under their control, or owing by them.

SEC. 37. Section 10071 of said code is amended to read:

10071. The [Controller] *department* may request the Attorney General to bring suit for the recovery of any unpaid license tax, interest, penalties, and costs.

SEC. 38. Section 10072 of said code is amended to read:

10072. The Attorney General shall bring suit for any amount due and costs on the written request of the [Controller] *department* and in the name of the people of the State of California in a court of competent jurisdiction in the County of Sacramento.

SEC. 39. Section 10073 of said code is amended to read:

10073. Payment of an amount to the [board] *department* for and on account of the license tax and the acceptance thereof does not bar an action by the State to recover any additional amount which is actually due.

SEC. 40. Section 10075 of said code is amended to read:

10075. In the action a certificate issued by the [board] department showing unpaid license taxes determined against any operator shall be prima facie evidence of all of the following:

(a) The determination of the license tax, the delinquency thereof, and the amount of the license tax, interest, penalties, and costs due and unpaid to the State.

(b) The indebtedness of the operator to the State in the amount of the license tax, interest, and penalties therein appearing unpaid.

(c) The full compliance by all persons required to perform administrative duties under this part with all the forms of law in relation to the determination and levy of the license tax.

SEC. 41. Section 10099 of said code is amended to read:

10099. If any amount required to be paid to the State under this part is not paid when due, the [Controller] department may within three years after the amount is due file for record in the office of any county recorder a certificate specifying the amount, interest, and penalty due, the name and address as it appears on the records of the [board] department of the person liable for the same, and the fact that the [board] department has complied with all provisions of this part in the determination of the amount required to be paid. From the time of the filing for record, the amount required to be paid together with interest and penalty constitutes a lien upon all real property in the county owned by the person or afterwards and before the lien expires acquired by him. The lien has the force, effect, and priority of a judgment lien and shall continue for five years from the time of the filing of the certificate unless sooner released or otherwise discharged. The lien may, within five years from the date of the filing of the certificate or within five years from the date of the last extension of the lien in the manner herein provided, be extended by filing for record a new certificate in the office of the county recorder of any county and from the time of such filing the lien shall be extended to the real property in such county for five years unless sooner released or otherwise discharged.

SEC. 42. Section 10100 of said code is amended to read:

10100. The [Controller] department may at any time release all or any portion of the property subject to any lien provided for in this part from the lien or subordinate the lien to other liens and encumbrances if [he] it determines that the amount, interest, and penalties are sufficiently secured by a lien on other property or that the release or subordination of the lien will not jeopardize the collection of the amount, interest, and penalties.

SEC. 43. Section 10111 of said code is amended to read:

10111. The [Controller] department or [his] its authorized representative may issue a warrant for the collection of any tax, interest, or penalty and for the enforcement of any lien.

SEC. 44. Section 10113 of said code is amended to read:

10113. The [Controller] department may pay or advance to the sheriff, marshal or constable, the same fees, commissions, and expenses for his services as are provided by law for similar services pursuant to a writ of execution. The [Controller] department, and not the court, shall approve the fees for publication in a newspaper.

SEC. 45. Section 10121 of said code is amended to read:

10121. Whenever an operator is delinquent in the payment of any amount due under this part, the [Controller] department may forthwith collect the amount due from the operator in the following manner: The [Controller] department may seize any property, real or personal, subject to the lien of the tax and thereafter sell the property, or a sufficient part of it, at public auction to pay the tax due together with any interest and penalties imposed for the delinquency and any costs incurred on account of the seizure and sale.

SEC. 46. Section 10123 of said code is amended to read:

10123. The [Controller] department may seize any motor vehicle subject to the lien of the tax and thereafter sell the vehicle at private sale to pay the license tax due, together with any interest and penalties imposed for the delinquency and any costs incurred on account of the seizure and sale.

SEC. 47. Section 10125 of said code is amended to read:

10125. At any sale the [Controller] department shall sell the property in accordance with law and the notice and shall deliver to the purchaser a bill of sale for the personal property and a deed for any real property sold. The bill of sale or deed vests title in the purchaser. The unsold portion of any property seized may be left at the place of sale at the risk of the operator.

SEC. 48. Section 10126 of said code is amended to read:

10126. If upon any sale the moneys received exceed the amount of all license taxes, interest, penalties, and costs due the State from the operator, the [Controller] department shall return any excess to the operator and obtain his receipt. If for any reason the receipt of the operator is not available, the [Controller] department shall deposit the excess moneys with the State Treasurer, as trustee for the operator, subject to the order of the operator, his heirs, successors, or assigns.

SEC. 49. Section 10251 of said code is amended to read:

10251. If the [board] department determines that any amount not required to be paid under this part has been paid by any person, the [board] department shall set forth in its records and certify to the State Board of Control the amount paid in excess of the amount legally due and the person from whom it was collected. If the State Board of Control approves, the excess shall thereupon be credited on any taxes then due from the operator under this part, and the balance shall be refunded to the operator, or his successors, administrators, executors, or assigns, or to the person from whom it was collected.

In the case, however, of a determination by the [board] department that an amount not exceeding one hundred dollars (\$100) was not required to be paid under this part, the [board] department, without obtaining the approval of the State Board of Control, may credit such amount on any amounts then due from the operator under this part, and the balance may be refunded to the operator, or his successors, administrators, executors, or assigns, or to the person from whom it was collected.

SEC. 50. Section 10252 of said code is amended to read:

10252. No credit or refund shall be allowed after three years from the 25th day of the month following the month in which the taxable operations occurred, or with respect to determinations made under Article 2 or 3 of Chapter 4 of this part, after six months from the dates the determinations become final, or after six months from the date of overpayment, whichever period expires later, unless a claim therefor is filed with the [board] department within such period. No credit shall be approved by the [board] department after the expiration of such period, unless a claim for credit is filed with the [board] department within such period, or unless the credit relates to a period for which a waiver is given pursuant to Section 9882.

SEC. 51. Section 10255 of said code is amended to read:

10255. No credit or refund shall be allowed unless the operator files a verified claim therefor with the [board] department within 90 days after the close of the year in which an excess was paid.

SEC. 52. Section 10256 of said code is amended to read:

10256. The [board] department shall examine the claim and, if it is satisfied that a refund is due, shall certify to the State Board of Control the amount thereof. If approved by the State Board of Control, the amount shall be credited on any taxes then due from the operator under this part, and the balance shall be refunded to the operator, his successors, administrators, executors, or assigns.

SEC. 53. Section 10276 of said code is amended to read:

10276. No injunction or writ of mandate or other legal or equitable process shall issue in any suit, action, or proceeding in any court against this State or against any officer of the State to prevent or enjoin the collection under this part of any license tax or other amounts sought to be collected by the [board] department.

SEC. 54. Section 10278 of said code is amended to read:

10278. Within 90 days after the mailing of the notice of the [board's] department's action upon a claim for refund or credit, the claimant may bring an action against the [board] department on the grounds set forth in the claim in a court of competent jurisdiction in the County of Sacramento for the recovery of the whole or any part of the amount with respect to which the claim has been disallowed.

SEC. 55. Section 10279 of said code is amended to read:

10279. If the [board] department fails to mail notice of action on a claim within six months after the claim is filed, the claimant may, prior to the mailing of notice by the [board] department, consider the claim disallowed and bring an action against the [board] department on the grounds set forth in the claim for the recovery of the whole or any part of the amount claimed as an overpayment.

SEC. 56. Section 10281 of said code is amended to read:

10281. In any judgment, interest shall be allowed at the rate of 6 percent per annum upon the amount of license tax found to have been illegally collected from the date of payment of the license tax to the date of allowance of credit on account of the judgment or to a date preceding the date of the refund warrant by not more than 30 days, the date to be determined by the [Controller] department.

SEC. 57. Section 10282 of said code is amended to read:

10282. A judgment shall not be rendered in favor of the plaintiff in any action brought against the [board] department to recover any license tax paid when the action is brought by or in the name of an assignee of the operator paying the tax or by any person other than the person who paid the tax.

SEC. 58. Section 10301 of said code is amended to read:

10301. The [Controller] department may recover any refund or part thereof which is erroneously made and any credit or part thereof which is erroneously allowed in an action brought in a court of competent jurisdiction in the County of Sacramento in the name of the people of the State of California.

SEC. 59. Section 10321 of said code is amended to read:

10321. If any amount in excess of one hundred dollars (\$100) has been illegally determined either by the person filing the return or by the [board] department, the [board] department shall certify to the State Board of Control the amount determined to be in excess of the amount legally due and the person against whom the determination was made. If the State Board of Control approves, it shall authorize the cancellation of the amount upon the records of the [board and the Controller] department. If an amount not exceeding one hundred dollars (\$100) has been illegally determined either by the person filing a return or by the [board the board] department, the department without certifying this fact to the State Board of Control shall authorize the cancellation of the amount upon the records of the [board and the Controller] department.

SEC. 60. Section 10401 of said code is amended to read:

10401. (a) The [board] department shall enforce the provisions of this part, except insofar as duties and powers are vested in the [department] board and the Controller, and may prescribe, adopt, and enforce rules and regulations relating to the administration and enforcement of this part. The [board] department may prescribe the extent to which any ruling or regulation shall be applied without retroactive effect.

(b) Upon request of the department, the board shall cause a field audit or any other field auditing investigation or examination to be made of the records of an operator. Upon completion of such audit or other auditing investigation or examination the board shall file its report of the results thereof with the department.

SEC. 61. Section 10402 of said code is amended to read:

10402. In enforcing this part the [board] department and its authorized representatives have the powers conferred by law upon peace officers.

SEC. 62. Section 10403 of said code is amended to read:

10403. The [board] department may employ accountants, auditors, investigators, and other expert and clerical assistants necessary to enforce its powers and perform its duties under this part.

SEC. 63. Section 10404 of said code is amended to read:

10404. Every operator shall keep an accurate record in such form as the [board] department may prescribe of all gross receipts from his operations. All records required shall be available at all times for the inspection of the board and department or [its] their representatives who may require a statement under oath reflecting the contents of the records.

SEC. 64. Section 10405 of said code is amended to read:

10405. The [board] department may prescribe the forms of all reports of gross receipts from operations and the forms for keeping records of gross receipts from operations and may make any examinations of the records of operators and other investigations it may deem necessary in carrying out the provisions of this part.

SEC. 65. Section 10406 of said code is amended to read:

10406. It is unlawful for the department, the board, [the Controller,] or any person having an administrative duty under this part to make known in any manner whatever the business affairs, operations, or information obtained by an investigation of records and equipment of any person visited or examined in the discharge of official duty, or the amount or source of income, profits, losses, expenditures, or any particular thereof, set forth or disclosed in any report, or to permit any report or copy thereof or any book containing any abstract or particulars thereof to be seen or examined by any person. Information respecting the tax due from an operator may be furnished, however, to any person owning or having an interest in property subject to the lien of the tax. The Governor may, by general or special order, authorize examination by other state officers, by tax officers of another state, by the federal government, if a reciprocal arrangement exists, or by any other person of the records maintained by the board under this part. The information so obtained pursuant to the order of the Governor shall not be made public except to the extent and in the manner that the order may authorize that it be made public. Successors, receivers, trustees, executors, administrators, assignees, and guarantors, if directly interested, may be given information as to the items included in the measure and amounts of any unpaid tax or amounts of tax required to be collected, interest and penalties.

Any violation of this section is a misdemeanor and is punishable by a fine not exceeding one thousand dollars (\$1,000), by imprisonment not exceeding one year, or by both in the discretion of the court.

SEC. 66. Section 10451 of said code is amended to read:

10451. All taxes, interest, and penalties due under this part shall be paid in the form of remittances payable to the [State Controller] department. The [Controller] department shall transmit the payments to the State Treasury to be deposited to the credit of the Motor Vehicle Transportation Tax Fund, which fund is continued in existence. All fees paid and accepted for issuance or reinstatement of licenses under this part shall be deposited by the [board] department in the State Treasury to the credit of the same fund.

SEC. 67. Section 10453 of said code is amended to read:

10453. All money, *other than that described in Section 10451*, paid to the department under this part shall be deposited in the State Treasury to the credit of the Motor Vehicle Fund. The money deposited is hereby appropriated out of the fund for the support of the department.

SEC. 68. Section 10454 of said code is repealed.

[10454. All remittances for taxes together with interest and penalties thereon received by the board under this part shall be transmitted daily to the Controller with the names of the operators who sent the remittances. The Controller shall keep an appropriate record of the payments.]

SEC. 69. Section 10455 of said code is repealed.

[10455. The board shall notify the Controller of all determinations made under Article 1, 2 and 3 of Chapter 4 of this part, and the Controller shall keep an appropriate record of all the determinations.]

SEC. 70. Section 10502 of said code is amended to read:

10502. Any person who fails or refuses to file any report required to be made, or who fails or refuses to furnish a supplemental report or other data required by the [board] department is guilty of a misdemeanor and subject to a fine of not exceeding five hundred dollars (\$500) for each offense.

Amendment No. 5

On page 1, strike out lines 15 to 26 inclusive; and on page 2, strike out lines 1 to 21 inclusive.

Amendment No. 6

On page 2, line 22, strike out "SEC. 5.", and insert "SEC. 71."

Amendment No. 7

On page 2, line 32, strike out "SEC. 6.", and insert "SEC. 72."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, March 26, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 862

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 862

Senator Weingand moved that Senate Bill No. 862 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 862—An act to amend Sections 29, 30, 84 and 200 of the Solvang Municipal Improvement District Act (Chapter 1635 of the Statutes of 1951), relating to the Solvang Municipal Improvement District.

Bill read second time.

Motion to Amend

Senator Weingand moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 20, of the printed bill, after "Any", insert "contiguous".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 326

Senate Concurrent Resolution No. 41

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Vice Chairman**MOTION TO AMEND SENATE BILL NO. 326**

Senator Murdy moved that Senate Bill No. 326 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 326—An act to amend Section 69591 of the Government Code, relating to the number of judges of the Orange County Superior Court.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, after the period, insert "On and after January 1, 1964, there shall be 16 judges."

Amendment read, and adopted.

Bill ordered printed, and be referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE CONCURRENT RESOLUTION NO. 41

Senator Holmdahl moved that Senate Concurrent Resolution No. 41 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 41—Relative to the State Board of Equalization.

Resolution read.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3 of the printed measure, strike out "procedure and".

Amendment No. 2

On page 1, line 4, strike out "church, orphanage, college, or welfare tax".

Amendment No. 3

On page 1, line 7, strike out "carried out its duty under this section", and insert "interpreted this section to require the use of identical forms in the several counties".

Amendment No. 4

On page 1, line 9, strike out "established", and insert "each adopted".

Amendment No. 5

On page 1, strike out lines 10 to 12, inclusive, and insert "forms for establishing a veteran's right to an exemption, subject to review and approval by the board; and".

Amendment No. 6

On page 1, line 13, strike out "These procedures and", and insert "The".

Amendment No. 7

On page 1, lines 17 and 18, strike out ", and possibly other exemptions, are", and insert "is".

Amendment No. 8

On page 1, line 19, strike out "exemptions", and insert "exemption".

Amendment No. 9

On page 1, strike out lines 21 to 23, inclusive, and insert "WHEREAS, The Legislature believes that the establishment of a standard form by the State Board of Equalization would lessen the extent of such alleged abuses; and".

Amendment No. 10

On page 1, line 24, strike out "In so doing, the board", and insert "The board, in establishing such form,".

Amendment No. 11

On page 1, line 28, strike out "forms and procedures", and insert "form".

Amendment No. 12

On page 2, lines 1 and 2, strike out "persons or organizations", and insert "veteran".

Amendment No. 13

On page 2, line 2, strike out "exemptions", and insert "exemption".

Amendment No. 14

On page 2, lines 6 and 7, strike out "carry out its duty and exercise its authority under", and insert "prescribe a standard form for the veterans' exemption under the authority of".

Amendment No. 15

On page 2, line 9, strike out "procedure and forms", and insert "form".

Amendment No. 16

On page 2, line 11, strike out "procedure or forms", and insert "form".

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 264

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND SENATE BILL NO. 264

Senator Cobey moved that Senate Bill No. 264 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 264—An act to amend Sections 23701a, 24273.5, 24352, 25401 and 25551 of, to add Sections 24352.5, 24437 and 24680 to, to add Article 2.5 (commencing with Section 24411) to Chapter 7 of Part 11 of Division 2 of, and to repeal Sections 24404, 24405 and 24406 of, the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 23701a, 24273.5, 24352, 25401 and"; strike out lines 2, 3 and 4, inclusive; and in line 5, strike out "24405 and 24406 of", and insert "Section 24352 of, and to add Sections 24352.5, 24437 and 24680 to".

Amendment No. 2

On page 1, strike out lines 1 to 16, inclusive; and on page 2, strike out lines 1 to 35 inclusive, and insert
"SECTION 1. Section 24352 of the Revenue and Taxation Code is amended to read:".

Amendment No. 3

Strike out all of page 3; and on page 4, strike out lines 1 to 3, inclusive.

Amendment No. 4

On page 4, line 4, strike out "SEC. 6.", and insert "SEC. 2".

Amendment No. 5

On page 4, strike out lines 17 to 52, inclusive; strike out all of pages 5, 6, 7, and 8; and on page 9, strike out lines 1 to 41, inclusive.

Amendment No. 6

On page 9, line 42, strike out "SEC. 8.", and insert "SEC. 3."

Amendment No. 7

On page 12, line 18, strike out "SEC. 9.", and insert "SEC. 4."

Amendment No. 8

On page 14, strike out line 15.

Amendment No. 9

On page 15, strike out line 11.

Amendment No. 10

On page 15, line 31, strike out "SEC. 13.", and insert "SEC. 5."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

RESOLUTIONS

The following resolutions were offered:

By Senator Rees:

Senate Resolution No. 117

Relating to an interim study of the effects that the exemption from ad valorem taxation of improvements and personalty would have on the production of various commodities within the State

Resolved by the Senate of the State of California, That the Senate Rules Committee is directed to assign to an appropriate interim committee the study of the statewide ad valorem tax effects, including the effect in each county, that the local exemption from ad valorem taxation of improvements and personalty would have (1) upon the producers of various agricultural, horticultural and viticultural commodities within the State, including, but not limited to, the producers of citrus fruits, grapes, cotton and cattle, and (2) upon the producers of industrial commodities within the State; and to direct the committee to report thereon to the Senate by the fifth legislative day of the 1965 Regular Session, including in its report its recommendations for appropriate legislation.

Resolution read, and referred to Committee on Rules.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

Consideration of Assembly Amendments

Senate Bill No. 16—An act to amend Section 647 of the Code of Civil Procedure, relating to those matters that are deemed excepted to.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 16?

Amendment No. 1

On page 1, line 4, of the printed bill, after "jury", strike out the comma, and insert a semicolon.

Amendment No. 2

On page 1, line 5, after "ceeding", strike out the comma, and insert a semicolon.

Amendment No. 3

On page 1, line 6, after "them", strike out the comma, and insert a semicolon.

Amendment No. 4

On page 1, line 7, after "taken", strike out the comma, and insert a semicolon.

Amendment No. 5

On page 1, line 10, after "thereof," insert "or".

Amendment No. 6

On page 1, line 11, after "tinuance", strike out the comma, and insert a semicolon.

Amendment No. 7

On page 1, line 13, after "instruction," insert "or".

Amendment No. 8

On page 1, line 14, after "requested", strike out the comma, and insert a semicolon.

Amendment No. 9

On page 1, line 16, after "testimony", strike out the comma, and insert a semicolon.

Amendment No. 10

On page 1, line 17, after "evidence", strike out the comma, and insert a semicolon.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 16 by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Lagomarsino, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—30.

NOES—None.

Above bill ordered enrolled.

Senator Pittman Presiding

At 11.14 a.m., Senator Pittman of the Sixth District, presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 188—An act authorizing the Department of Parks and Recreation, Division of Beaches and Parks, to exchange property belonging to the State for property belonging to the Santa Cruz Port District.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 309—An act to amend Section 5088 of the Penal Code, relating to the Correctional Industries Commission.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 497—An act to amend and renumber Section 143.01 of the Welfare and Institutions Code, relating to public assistance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 464—An act to add Section 12648.6 to the Water Code, relating to authorization of the Mormon Slough channel improvement project.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 755—An act to add Section 12648.5 to the Water Code, relating to authorization of New Melones Reservoir and channel improvement project.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 137—An act to amend Sections 12880 and 12885 of the Water Code, relating to the Davis-Grunsky Act.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 79—An act to add Sections 13101.1, 13101.2, 13101.3, 13101.4, 13101.5, and 13105 to, and amend Sections 13102, 13103, 13108, and 13173 of, the Education Code, relating to the licensing of school personnel.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 27, 1963, strike out "13101.5, and 13105", and insert "and 13101.5".

Amendment No. 2

On page 2, strike out lines 45 to 48, inclusive.

Amendment No. 3

On page 2, line 49, strike out "SEC. 9", and insert "SEC. 8".

Amendment No. 4

On page 3, line 3, strike out "SEC. 10", and insert "SEC. 9".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 79

Amendment No. 1

On page 2, strike out lines 22 through 29, inclusive.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 371—An act to add Title 7.1 (commencing with Section 66500) to the Government Code, relating to the Bay Area Transportation Study Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 3, line 29, of the printed bill as amended in Senate March 27, 1963, after the comma, insert "all of whom shall be residents of the Bay area, and".

Amendment No. 2

On page 6, line 3, after the period, insert "At least two members of the advisory committee shall be representatives of public agencies having jurisdiction over harbor or airport facilities, or both."

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 371

Amendment No. 1

On page 3, lines 30 and 31, of the printed bill as amended in Senate March 27, 1963, strike out "the general field of labor", and insert "bona fide labor organizations".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 412—An act to amend Section 188.3 of the Streets and Highways Code, relating to the State Highway Fund.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in the Senate April 1, 1963, strike out "way", and insert "ways".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 485—An act to amend Section 13386 of, and to add Sections 13301.1, 13386.2, 13386.3, 13386.4, 13386.5, 13386.6, 13386.7, 13386.8, and 13386.9 to, the Health and Safety Code, relating to clothes cleaning equipment and establishments.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 2, line 19, of the printed bill, strike out "washer", and insert "dry cleaning washer".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 169—An act to amend Sections 10060 and 10061 of the Health and Safety Code, relating to vital statistics.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate March 12, 1963, after the word "record", insert ", excluding the birth certificate medical and health section data,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 600—An act to add Title 6 (commencing with Section 1350) to Part 4, Division Second, of the Civil Code, to add Section 783 to the Civil Code, to add Section 752b to the Code of Civil Procedure, to add Section 2188.3 to the Revenue and Taxation Code, and to amend Section 11535 of the Business and Professions Code, and Section 659 of the Civil Code, relating to condominiums.

Bill read second time, and ordered to third reading.

Senate Bill No. 690—An act to add Section 3856.1 to the Labor Code, relating to workmen's compensation.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 572—An act to amend Sections 1120, 1121, and 1122, and to repeal Section 1127, of the Welfare and Institutions Code, relating to the Youth Authority.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1016—An act to amend Section 5050.7 of the Welfare and Institutions Code, relating to the mentally ill.

Bill read second time, and ordered to Consent Calendar.

Assembly Concurrent Resolution No. 35—Relative to merit awards to state employees.

Resolution read, and ordered to Consent Calendar.

Assembly Bill No. 393—An act to amend Section 79.01 of the Civil Code, relating to premarital blood tests.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 282—An act to amend Section 10433 of, and to add Sections 10575.1 and 10575.2 to, the Health and Safety Code, relating to birth certificates.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 916—An act to add Section 3356 to the Health and Safety Code, relating to tuberculosis hospitals and sanatoriums.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Senate March 28, 1963, strike out "or".

Amendment No. 2

On page 1, line 15, after "ceremony", insert "or (d) the service of wine to a patient as part of the hospital's regular menu or bill of fare if the patient is located in a portion of the premises wholly separate and isolated from patients receiving treatment for tuberculosis".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 662—An act to add Section 25100.5 to the Corporations Code, and to add Section 11004.5 to the Business and Professions Code, relating to corporate securities.

Motion to Pass on File

Senator Regan moved that Senate Bill No. 662 be passed on file and retain its place on file.

Motion carried.

Assistant Secretary George B. Beattie at the Desk

Senate Bill No. 102—An act to add Section 1444 to the Probate Code, relating to summary proceeding for minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, Pittman, Quick, Rees, Schrade, Sturgeon, Symons, and Way—22.

NOES—Senators Arnold, Cameron, Donnelly, Petersen, Rattigan, Weingand, and Williams—7.

Bill ordered transmitted to the Assembly.

Senate Bill No. 178—An act to add Section 1276.5 to the Penal Code, relating to bail.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Donnelly, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 682—An act to repeal Section 5257 of the Education Code, relating to maintenance of kindergarten where attendance is below minimum.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 446—An act to add Chapter 3.5 (commencing with Section 175) to Division 1, Title 1, of the Government Code, relating to the common boundary between the States of Arizona and California, and ratifying an interstate compact between Arizona and California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.

NOES—Senators Backstrand, Bradley, and Schrade—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 536—An act to add Section 13114.1 to the Government Code, relating to motor vehicle parking facilities, and making an appropriation.

Motion to Re-refer Senate Bill No. 536

Senator Miller moved that Senate Bill No. 536 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 768—An act to amend Section 395.1 of the Military and Veterans Code, relating to employment rights of veterans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 689—An act to add Chapter 13 (commencing with Section 47900) to Part 9, Division 14, of the Water Code, relating to an alternative method of collecting assessments levied by a water storage district.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 778—An act to amend Sections 9, 17, 18, 19, and 20 of, and to amend and renumber Sections 21 and 22 of, and to add Sections 21, 21.1, 21.2, 21.3, 21.4, 21.5, 21.6, 21.7, 21.8, 21.9, 21.10, 21.11, 21.12, 21.13, 21.14, 21.15, 21.16, 21.17, 21.18, 21.19, 21.20, 21.21, and 21.22 to, the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, and Weingand—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 2—Relative to excluding California state employees from the Hatch Act (Hatch Political Activities Act of August 2, 1939, as amended).

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Begovich, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Sedgwick, Short, Sturgeon, Symons, Way, and Weingand—27.

NOES—Senators Backstrand, Bradley, Lagomarsino, and Schrade—4.

Resolution ordered transmitted to the Assembly.

By Senators O'Sullivan, Arnold, Backstrand, Begovich, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rees, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams:

Senate Resolution No. 92

Relating to Freedom From Hunger Week

WHEREAS, The State of California is blessed with special soils and climate as a result of which we are able to produce an abundance of fruits, nuts, vegetables, rice, feed crops, cotton, milk, livestock, eggs, turkeys and chickens to the point that the State continues to lead all states in the volume and value of its agricultural products; and

WHEREAS, This State is a basic center for processing and shipping this abundance to every part of the world, not only through commercial channels, but through public and private agencies, to build the stamina and health of some three billion people whose diets are still at starvation or substandard levels in yet underdeveloped nations; and

WHEREAS, By contrast, the people of California enjoy an exceptionally high standard of living and are thus able to provide themselves with food in adequate supply; and

WHEREAS, The President of the United States, because of the concern of this nation for peoples throughout the world who are unable to obtain sufficient food to maintain health and increase economic growth, has declared the week of March

17th through March 23d as Freedom From Hunger Week, during which every American should consider his own good fortune in contrast to the peoples of the "have not" nations; and

WHEREAS, The Governor of the State of California on March 8th asked all Californians to join in this national dedication to and sharing of responsibility for alleviating world hunger; now, therefore, be it

Resolved by the Senate of the State of California, That the members thereof concur with the proclamation of our President and Governor and request all people in our State to rededicate their minds and hearts to the inspiring possibility of working together to free the world from the scourge of hunger; and be it further

Resolved, That the Members of the Senate of the State of California support the action of our national government in acting as host to a World Food Congress to be held in Washington, D.C. on June 4th through 18th and will do everything within their power to co-operate in making this congress truly indicative of the recognition by this State of its responsibilities in solving the problems of World Hunger in a world and age blessed with the technological facilities to end for all time the spectacle of starvation and to clothe adequately all the peoples of this earth.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobby, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 389—An act to amend Sections 745.1, 745.2, and 745.6 of, and to add Sections 746.21, 746.22, 746.23, and 746.24 to the Agricultural Code, relating to the Dairy Council of California, and declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Assembly Bill No. 389

Senator Miller moved that Assembly Bill No. 389 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Concurrent Resolution No. 26—Relative to requesting the Division of Highways in the Department of Public Works to study the needs and feasibility of adding certain routes to the State Highway System in Merced County.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobby, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 764—An act to amend Section 28111 of the Government Code, relating to compensation for public service in Fresno County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 626—An act to amend Section 28107 of the Government Code, relating to compensation of local officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 590—An act to amend Section 25302 of the Elections Code, relating to election to judicial office.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 16—An act to add Section 35416 to of the Vehicle Code, relating to length of combination of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 35—An act to amend Section 22517 of the Vehicle Code, relating to opening and closing doors of a motor vehicle.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 38—Relative to a study relating to glass breakage in vehicle accidents.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Ingvaldsen, McCarthy, Miller, Murphy, Nisbet, O'Sullivan, Peterson, Pittman, Quinn, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stern, Strongman, Symons, Way, and Weingard—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 17—An act to amend Section 21715 of the Vehicle Code, relating to combinations of vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Ingvaldsen, McCarthy, Miller, Murphy, Nisbet, O'Sullivan, Peterson, Pittman, Quinn, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stern, Strongman, Symons, Way, and Weingard—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 364—An act to amend Section 2110.5 of the Streets and Highways Code, relating to Highway Users Tax Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Ingvaldsen, McCarthy, Miller, Murphy, Nisbet, O'Sullivan, Peterson, Pittman, Quinn, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stern, Strongman, Symons, Way, and Weingard—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 385—An act to amend Sections 12509 and 14606 of, and to repeal Section 12547 of, the Vehicle Code, relating to drivers' licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Ingvaldsen, McCarthy, Miller, Murphy, Nisbet, O'Sullivan, Peterson, Pittman, Quinn, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stern, Strongman, Symons, Way, and Weingard—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 455—An act to amend Sections 12510 and 12804 of the Vehicle Code, relating to driver's licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 456—An act to amend Section 14601 of the Vehicle Code, relating to driving without a license.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 488—An act to amend Section 42230 of the Vehicle Code, relating to refunds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 570—An act to amend Section 25300 of the Vehicle Code, relating to warning devices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 643—An act to amend Sections 10405, 10406, 10502 and 10503 of the Revenue and Taxation Code, relating to the Motor Vehicle Transportation License Tax Law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 684—An act to amend Section 17159 of the Vehicle Code, relating to liability of personal representatives for motor vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 696—An act to amend Sections 19030 and 19037 of the Streets and Highways Code, relating to establishment of highway lighting districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 716—An act to amend Section 11809 of, and to add Section 11810 to, the Vehicle Code, relating to vehicle salesman's license.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 849—An act to amend Section 35752 of the Vehicle Code, relating to bridge signs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 850—An act to amend Sections 2213 and 2214 of the Streets and Highways Code, relating to federal-aid secondary highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 852—An act to amend Section 5204 of the Vehicle Code, relating to display of tab, sticker or other suitable device.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 902—An act to amend Section 21402 of the Vehicle Code, relating to yield right-of-way signs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 904—An act to amend Sections 25350 and 25351 of the Vehicle Code, relating to display of lights on commercial and common carrier vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 906—An act to amend Section 22111 of the Vehicle Code, relating to the giving of hand signals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 946—An act to amend Sections 13551 and 14250 of the Vehicle Code, relating to drivers' licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 232—An act to amend Section 1057 of the Code of Civil Procedure, relating to undertakings and bonds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 350—An act to amend Section 715 of the Harbors and Navigation Code, relating to vessels.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 612—An act to amend Section 1183 of the Civil Code, relating to proof and acknowledgment of instruments outside the United States.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 407—An act to add Sections 4191 and 4384.5 to the Agricultural Code, relating to fees.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 720—An act to add Sections 5473.10 and 5473.11 to the Health and Safety Code, relating to sewer service charges.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 55—An act to add Section 61102.5 to the Government Code, relating to community services districts.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—34.

NOES—None.

Bill ordered transmitted to the Assembly.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented :

By Senator Rees :

Request for Permission to Suspend the Constitution

SENATE CHAMBER, April 5, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Assembly Bill No. 2112—An act to add Section 1741 to the Labor Code, relating to the modification of public works contracts, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR REES

Recommendation of Committee on Rules

SENATE CHAMBER, April 5, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Rees:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Assembly Bill No. 2112.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Donnelly, Geddes, Holmdahl, Lagomarsino, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Weingand—30.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 100

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Request for Unanimous Consent

Senator O'Sullivan asked for, and was granted, unanimous consent to take up Senate Resolution No 100, at this time, for consideration.

CONSIDERATION OF SENATE RESOLUTION NO. 100**SECOND READING OF SENATE BILLS (OUT OF ORDER)**

Senate Resolution No. 100—Relative to the East Wilmington Oil-field.

Resolution read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In the first line of the fourth "WHEREAS" clause of the resolution, as printed on page 986 of the Senate Journal for March 21, 1963, strike out "Information available is insufficient", and insert "It is not clear whether information available is sufficient".

Amendment No. 2

In the second line of the first "Resolved" clause, after "withhold", insert "until May 15th, 1963,".

Amendment No. 3

In the first line of the third "Resolved" clause, strike out "resolution", and insert "resolution".

Amendments read and adopted.

Resolution ordered amended and to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1132: By Senator Nisbet—An act to amend Section 35414 of the Vehicle Code, relating to lengths of vehicles.

Referred to Committee on Transportation.

Senate Bill No. 1133: By Senator Collier—An act to repeal Section 41 of Chapter _____ of the Statutes of 1963, relating to county and city streets, roads, and highways and for the financial support thereof.

Referred to Committee on Transportation.

Senate Bill No. 1134: By Senator Rattigan—An act to amend Sections 6, 7, and 12.2 of Chapter 994 of the Statutes of 1949, relating to the Sonoma County Flood Control and Water Conservation District.

Referred to Committee on Local Government.

Senate Bill No. 1135: By Senator Rees—An act to amend Section 25100 of the Corporations Code, relating to the Corporate Securities Law.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1136: By Senator Rees—An act to amend Section 711 of the Unemployment Insurance Code and Section 5 of Chapter 2159 of the Statutes of 1961, relating to nonprofit organizations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1137: By Senator Rees—An act to amend Sections 1.1 and 14.1 of, and to add Section 2.15 and Chapter 2.5 (commencing with Section 2.50) to, the World Trade Center Authorities Act (Chapter 1508 of the Statutes of 1947), and to amend Sections 8420 and 8425 of, and to add Section 8220.6 to, and Article 2.5 (commencing with Section 8427) to Chapter 5.7, Division 1, Title 2 of, the Government Code, relating to world trade center authorities.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1138: By Senator Rees—An act to amend Section 652 of the Harbors and Navigation Code, relating to equipment requirements on vessels.

Referred to Committee on Natural Resources.

Senate Bill No. 1139: By Senator Rees—An act to amend Section 1339 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1140: By Senator Rees—An act to amend Section 1253 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1141: By Senator Rees—An act to codify the World Trade Centers Authorities Act (Chapter 1598 of the Statutes of 1947), relating to world trade center authorities, by adding Chapter 5.7 (commencing with Section 8420) to Division 1, Title 2 of the Government Code, and repealing Chapter 1598 of the Statutes of 1947.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1142: By Senator Weingand—An act to amend Section 73911 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 1143: By Senator Cameron—An act to amend Sections 857, 858 and 859 of the Insurance Code, relating to filing and application fees.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1144: By Senator Cameron—An act to amend Sections 705, 946, 972, 976, 1350, 1401, 1452, 1589, 1590, 1600, 1601, 1605, 1612, 1750, 1751, 1765, 1811, 1854, 5051, 5053, 7042, 7081, 7085, 11019, 11090, and 11715 of, and to add Sections 705.1, 940.1, 1600.5, 1854.25, 7015.5 and 11715.5 to, and to repeal Sections 712, 7034 and 9034 of, the Insurance Code, relating to fees paid to or charged by the Insurance Commissioner.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1145: By Senator Bradley—An act to amend Sections 5373, 8701, 10428, 18096, 18731, 22134, and 31632 of, to amend and renumber Sections 4291, 5374, 5375, 8702, 8703, 8704, 8705 of, and to add Sections 4291, 4292, 5374, 8702, 8703, 8704, 10429, 10430, 18099, 18405, 19184, and 22142 to, the Streets and Highways Code, to add Section 14922 to the Health and Safety Code, and to amend and renumber Section 38127 of, add Sections 38127, 39182 and 39588 to, and to add Article 13 (commencing with Section 53930) to Chapter 4, Part 1, Division 2, Title 5 of, the Government Code, relating to priority of lien and inparting of notice of special assessments.

Referred to Committee on Local Government.

Senate Bill No. 1146: By Senator Pittman—An act to add Section 24305 to the Government Code, relating to consolidation of offices.

Referred to Committee on Local Government.

Senate Bill No. 1147: By Senator Pittman—An act to amend Section 27641.1 of the Government Code, relating to county counsel.

Referred to Committee on Local Government.

Senate Bill No. 1148: By Senator Grunsky—An act to amend Sections 13458 and 13459 of the Education Code, relating to school districts.

Referred to Committee on Education.

Senate Bill No. 1149: By Senator Rattigan—An act to add Sections 12725, 12726, and 12727 to the Water Code, relating to the project for Russian River, Dry Creek, California.

Referred to Committee on Local Government.

Senate Bill No. 1150: By Senator Collier—An act to add Division 2 (commencing with Section 4000) to the Unemployment Insurance Code, relating to medical care for the aged.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1151: By Senator Cobey—An act to amend Section 4722 of the Welfare and Institutions Code, relating to medical care for the aged.

Referred to Committee on Social Welfare.

Senate Bill No. 1152: By Senator Backstrand (Coauthor: Assemblyman Cologne)—An act to add Section 927, 1411, and 25414.6 to the Education Code, relating to school districts.

Referred to Committee on Education.

Senate Bill No. 1153: By Senator Backstrand (Coauthor: Assemblyman Cologne)—An act to amend Section 28112 of the Government Code, relating to compensation of county officers.

Referred to Committee on Governmental Efficiency.

Senate Joint Resolution No. 16: By Senator Collier—Relative to federal in lieu payments.

Referred to Committee on Natural Resources.

Senate Concurrent Resolution No. 47: By Senator Collier—Relative to overtime policy of California Highway Patrol.

Referred to Committee on Transportation.

Senate Constitutional Amendment No. 21: By Senator Holmdahl—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 6 of Article VI thereof, relating to the election of judges.

Referred to Committee on Elections.

Senate Constitutional Amendment No. 22: By Senator Symons (Co-author: Assemblyman Lunardi)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1e to Article XIII thereof, relating to property taxation.

Referred to Committee on Revenue and Taxation.

ADJOURNMENT

At 12.30 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, April 8, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SEVENTH LEGISLATIVE DAY

SIXTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, April 8, 1963

The Senate met at 3.00 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Assistant Secretary George B. Beattie at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Weingand, and Williams—34.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Let the graces of this holy season inundate our hearts, O Lord, that we may pause in the midst of the busyness of life to focus our vision above the merely material, to aspire to things beyond the merely temporal, to be conversant with spiritual realities, things eternal. Make us sharers in the mysterious but potent realities which we are about to celebrate—the realities of death and transfiguration. AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Gibson led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Way, on motion of Senator Murdy, on personal business.

Senator Rees, on motion of Senator Rodda, on legislative business.

Senator Pittman, on motion of Senator Williams, on legislative business.

Senator McCarthy, on motion of Senator Burns, on personal business.

Senator Petersen, on motion of Senator Burns, on personal business.

Senator Teale, on motion of Senator Burns, on legislative business.

ANNOUNCEMENT BY SENATOR BRADLEY

Senator Bradley announced that today is the birthday of our good friend and colleague, Senator Backstrand, and he extended best wishes for a happy birthday on behalf of the Senate.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Donald, Jr., Mrs. Charles Fulweiler, and the following Campfire Girls of Berkeley: Lisa Fulweiler, Susan Dyckman, Lynne Ohman, Peggy Chappell, Tiny Long, Debbie Scanlon, Nancy Keller, Nancy Donald, Louise Strohmaier, Beth Fidian, Carol Hyde, Glenda Brown, and Sarah Goodin.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Frederick Harris, Georgia Harris, and Richard J. Harris, all of Sacramento.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Bert Vance of Granada Hills, Mrs. Grace Tisdale of Los Angeles, and Dr. and Mrs. Carmer Hadley and sons Charles, Lindsay and Peter, of Altadena.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Bidwell Junior High School of Chico: Mr. Maynard Hartman, Mr. Lee Gilmore, Mrs. B. Sybrant, Mrs. Edwards, Miss L. Parrish, Mr. C. Dorsey, Mrs. Levulett, Mrs. Schwab, Mrs. Stephens, Mrs. Kay Coder, Vicki Adams, Cathy Bartram, Patricia Bloomdale, Karen Brownfield, Margot Burnham, Kathy Dooley, Peggy Edwards, Wendy Fish, Andrea Garner, Helyn Kinney, Kathy Kutz, Barbara Lofgren, Joyce Middleton, Teresa McGee, Colleen Nolan, Lindsay Schwab, Ginger Stephens, Jean Sybrant, Kathy Watson, Judith Williamson, Valerie Levulett, Linda Gatton, Francie Casebeer, Marilyn Gough, Wayne Atkins, David Boradori, Ray Carlson, Mike Ginther, Don Hermanson, Pat Jackson, Duane Johnson, Rob Laxson, Dennis Scott, Tom Tracy, David Schoonover, and Rich Evans.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. G. W. Quade of Escondido, Stephen Porter, Bobby Porter, Bruce Porter, Mrs. Patricia Porter, of San Diego; Jim Briner of Sacramento; Libby Donovan and Roxie Donovan of Chula Vista.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to George B. Kemp of Campbell, Ethel E. Jensen, Marian R. Smith, and Laura B. Arends of San Jose, Mrs. S. Murphy and children Patricia, Jim, Bill, and Jean of San Jose, Cathryn E. Samuels of Saratoga, Mrs. Ann Funk and daughter Frances, Carol Labbato, Rusty Alquist, and Paul Douglas, all of San Jose.

On request of Senators Stiern and Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. John Kendrick, Margaret Kendrick, Paul Kendrick, Stephen Kendrick, Nancy Kendrick, and Tobin Kendrick, all of Davis.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Isabel Waldon, Miss Virginia Wilson, Mr. and Mrs. John Watts, Mr. and Mrs. Charles Manuel, and Mr. Guy H. Jaggard, all of Bakersfield, Mr. Darwin Sawyer of Santa Clara, Mrs. Jane Ewald, John Ewald, and Mrs. Sophie Loewenberg, all of Bakersfield.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Steven Bracht, Scoutmaster, and the following Scouts: Rodney Emory, Keith Bracht, Peter Phillippe, Richard Chard, Barney Swett, Gordie Middleton, all from Fullerton.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Joe Arsenio of San Luis Obispo, Mrs. Esther Schwarzenbach of Morro Bay, Mrs. Vivian Tibbitts of Atascadero, and Joey Arsenio (Senate Page), of San Luis Obispo.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Glenn Klineman and George Klineman, of Sebastopol.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ward Casey, Assemblyman, of Brawley.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Marion Affolter, and Ralph Osborn of Martinez.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Stephen A. Melsh and Mr. Robert Long of San Bernardino, Mrs. Frank Dews, Sr. and Mr. Frank Dews, Jr. of Ontario.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John P. Murphy, Kristine Murphy, John Murphy III, of San Carlos.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jean Sprott, Teddy Sprott, and Stephany Sprott of Napa, and Dr. Charles Webster of Palm Springs.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Monroe School of Hanford: George Vane, in charge, Bryan Winters, Mrs. Wayne Lawrence, John Lawrence, Richard Cauthen, Steve Cauthen, Mrs. John Till, Larry Till, Mrs. Jack Card, Joan Card, Kin Crider, Mrs. Duane Holmquist, Clair Holmquist, Roseanne Fernandes, Deanne Hempfing, Kathy Hempfing, Mrs. Raymond Krum, Raymond Krum, Mrs. George Vane, Roark Vane, Monica Vane, Dick Hoover, Susan Lindman, Leif Sorensen, Mary

Conway, Mr. and Mrs. David L. Vaughn, Valerie Vaughn, Mrs. Paul Somsen, Julie Somsen, Larry Wood, Mr. Harold Brown, Jeffrey Brown, Mr. and Mrs. Al Ramas, Jennifer Mays, Debby Tallon, Mr. James Dilling, James Dilling, Mike Rader, Mrs. Howard Ridley, Tom Ridley, Mrs. Ellis Wright, Sharon Wright, Roger Young, Joe England, Pam Jipson, Dale Wells, Debra Spears, and Jane Blodgett.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bill Peterson of San Luis Obispo.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ronda Wilson, Page for the day, Mr. Paul Miller, Miss Sharon Miller, Miss Dianna Miller, Miss Judith Miller, all of Los Angeles.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Alfred Negrete of Fresno.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Alenzo Wells, Ernest Gisler, William Gallienne, Mrs. Watkins, and Mr. Welch, all of Huntington Beach, and Mr. and Mrs. M. A. Garner, of Anaheim.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Stan Jorgensen of Pleasanton, Mr. and Mrs. Reed Adams and Craig Adams Prestwick of Hayward, Mr. and Mrs. Warren Morgan of Livermore, Marshall Segal of Oakland, and Fritz Udden of Fremont.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Pages: Janette Trotter, Ann Murdy, Jack Trotter and George Trotter, all of Santa Ana.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dorothy Cole and daughter Beth of Santa Clara.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. David Baron and sons Glen, Bruce, Paul and Jan Baron of Bakersfield.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Milligan School of Jackson: Kathleen Cuneo, Peggy Del Porto, Reba Fregulia, and Linda Tollett.

On request of Senators Farr and Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ruth Fuller of Fort Bragg.

On request of Senators Farr and Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Nancy Lee of Van Nuys.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Jackson Union Elementary School: *Adults*

—Mr. Robert P. Derania and Mr. Ronald W. Outland. *Students*—Judy Koplin, Claudia Ricci, Dennis Souza, Pat McDaniel, Teresa Giurlani, Mike Spinetti, Arthur Vicini, Margaret Shealor, Ken Berry, Pat Crew, Dennis Thompson, Douglas Axtell, Susan Bassett, James Guice, Robert Strickland, Bradley Boyles, Randy Bollig, Bob Swett, Bob Smith, David Lee, Lee Little, Carrol Chapin, Donald Valencia, Bill Satterfield, Edwin Gonzalez, Sharon Tiquet, Mike Ingram, Pat Davis, Denise Rogers, Clifford Beck, Bruce Sharp, Janice Klinefelter, Marilyn Allen, Bambi Works, Linda White, Billy Guletz, Harry Fendler, Gregory Hoag, Amanda Parker, Carol Coffenberry, Billy Baker, Donna Marks, Cheryl Bump, Kenneth Jackson, Kevin Menzes, Bob Cotter, Louis Fuentes, Clyde Davis, Jowanda Byrd, Warren Podesta, Gloria Gonzales, Gerri Hull, Beverly Brown, Gretchen Petersen, Lorrie Puppo, Mary Rose Tarantino, Susie Guletz, Julie Boyles, Alice Anderson, Diana Allen, Ernie Peters, Larry Jauregui, John C. Begovich, Mike Cunio, Bob Martin, Charles Bump, Frank Backovich, Barbara Bassett, Harley Solomon, David J. Grijalva, Linda Laughton, Andrew Anderson, John Healey, Donna Steele, Judy Dayton, Wayne Boitano, Charlene Petersen, Donna Morrow, Martha Shaley, Sandra Bezanson, Angie Casazza, Jean Reynoso, Rodger Campbell, Larry Barone, Chris Martin, George Ryan, Phillip Giurlani, David Kohler, Richard Toothman, Mary Angel, Mike Boitano, Charles Bean, Alfred Podesta, Susan Garbarini, Joyce Yep, Nanette Ricci, Jean Higgins, Tim Gribble, Carol Roberts, Mike Mattley, Cheryl Gonzales, and Hilary Carroll.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Los Banos Girl Scout Troop No. 70—Tioga Council: *Adults*: Mrs. Paul Lindblom, Mrs. Jack Smith, and Mrs. Carl Painter, Scout Leaders; Miss Honey, and Mr. Neal, Los Banos Elementary Teachers. *Students*: Kathleen Argentieri, Kathleen Brizzee, Karen Celano, Sylvia Conlin, Marie Lynn Coate, Gaynelle Cowan, Linda Cozzi, Colette Darby, Betsy DiSilva, Linda Giannone, Maureen Giannone, Belinda Hardy, Pamela Laranjo, Christine Lindblom, Linda Lloyd, Sally Murphy, Penny Painter, Lisa Pinelli, Arlette Salbuhehear, Gari Dell Smith, Yvonne Terra, Elizabeth Wallace, Evelyn Wallace, Jeanette Holecek, and Jeannie Schoffer.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Donald R. Kennedy, Connie Kennedy, Kathy Kennedy, and Dana Kennedy, of Weaverville.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the University of California and visiting professors from foreign countries: Mrs. Broze, hostess; Mr. and Mrs. and Miss Le doux; Mrs. P. Dunbar, hostess; Miss L. Webster, hostess; Mr. and Mrs. Sie, Indonesia; Mr. Endo, Japan; Mr. Morita, Japan; Miss Yip, China; Mr. Kumagai, Japan; Mr. Yoshida, Japan; Mr. Watanabe, Japan; Mr. Miyashige, Japan; Mrs. C. H. Bell, hostess; Mr. Wakamatsu, Japan; Mr. Tsumimura, Japan; Mr. Kabil, Egypt; Miss R. Scott, hostess, and Florence Dunbar, sponsor.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Kathy Sublett of West Sacramento.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sandi Polka of Weaverville, and Maureen Mosher of Burney.

On request of Senator Begevin, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Grace Cross of Placerville.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 8, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 329

Assembly Bill No. 145

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

ASSEMBLY CHAMBER, April 8, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 15

Senate Bill No. 124

Senate Bill No. 165

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 8, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 113

Assembly Bill No. 332

Assembly Bill No. 534

Assembly Bill No. 544

Assembly Bill No. 825

Assembly Bill No. 1139

Assembly Bill No. 1182

Assembly Bill No. 1442

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By CHARLES WINNER, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 113—An act to amend Section 50 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146, commencing with Section 49, of the Statutes of 1959), relating to the Antelope Valley-East Kern Water Agency, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Assembly Bill No. 332—An act to amend Section 4081 of the Business and Professions Code, relating to pharmacy.

Referred to Committee on Business and Professions.

Assembly Bill No. 534—An act to add Section 11161.5 to the Penal Code, relating to reports by physicians and surgeons.

Referred to Committee on Judiciary.

Assembly Bill No. 544—An act to amend Sections 7155 and 12300 of the Fish and Game Code, relating to Yurok Indians.

Referred to Committee on Fish and Game.

Assembly Bill No. 825—An act to amend Section 6369 of the Revenue and Taxation Code, relating to the exemption of medicine from sales and use taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1139—An act to amend Section 16755 of the Business and Professions Code, relating to restraint of trade.

Referred to Committee on Judiciary.

Assembly Bill No. 1182—An act to amend the heading of Chapter 6 (commencing with Section 12550) of Title 2 of Part 4, and Section 12550 of, and to add Section 12551 to, the Penal Code, relating to sale of firearms and other guns to minors.

Referred to Committee on Judiciary.

Assembly Bill No. 1442—An act to add Section 23701 to the Revenue and Taxation Code, relating to bank and corporate franchise and income tax exemptions.

Referred to Committee on Revenue and Taxation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 8, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 26

Assembly Joint Resolution No. 29

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Joint Resolution No. 26—Relative to the necessity of federal aid in eliminating water pollution caused by the sewage disposal practice of Tijuana, Mexico.

Referred to Committee on Public Health and Safety.

Assembly Joint Resolution No. 29—Relative to establishment of a federal water pollution control research facility in California.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 8, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 463

Assembly Bill No. 596

Assembly Bill No. 742

Assembly Bill No. 727

Assembly Bill No. 797

Assembly Bill No. 891

Assembly Bill No. 1123

Assembly Bill No. 1206

Assembly Bill No. 1270

Assembly Bill No. 1555

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 463—An act to add Sections 5074, 7151, 7153.1, 7153.2, 7153.3 and 7153.4 to, and amend Sections 7150, 7152, 7153, 7154 and 7170 of, and repeal Sections 7151, 7154.5 and 7169 of, the Financial Code, and to add Section 783 to the Civil Code, relating to savings and loan associations, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 596—An act to repeal and add Chapter 6 (commencing with Section 28190), Division 21 of the Health and Safety Code, relating to bakeries and bakery products.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 742—An act to repeal Section 646 of, and to add Section 646 to, the Financial Code, relating to banks and trust companies.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 727—An act to amend Section 1317 of the Financial Code, relating to loan limits for nondepartmental banks.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 797—An act to amend Section 588a of the Penal Code, relating to depositing injurious matter upon the highway.

Referred to Committee on Transportation.

Assembly Bill No. 891—An act to amend Sections 15010.5 and 15031 of, and to add Section 15010.6 to, the Corporations Code, relating to the dissolution of partnerships.

Referred to Committee on Judiciary.

Assembly Bill No. 1123—An act to amend Section 22350 of the Vehicle Code, relating to regulation of speed.

Referred to Committee on Transportation.

Assembly Bill No. 1206—An act to amend Sections 1357, 1360.1, and 1362 of the Financial Code, and to amend Sections 1172, 1173, 1192.1 and 1194.5 of the Insurance Code, relating to legal investments for savings banks and incorporated insurers.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1270—An act to amend Section 21655 of the Vehicle Code, relating to slower moving vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1555—An act to amend Section 27182 of the Streets and Highways Code, relating to bridge and highway districts.

Referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 8—Relative to the economic development of California tide and submerged lands;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 5th day of April, 1963, at 2.30 p.m.

BURNS, Chairman

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 137

Senate Bill No. 188

Senate Bill No. 464

Senate Bill No. 497

Senate Bill No. 755

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 79

Senate Bill No. 169

Senate Bill No. 371

Senate Bill No. 412

Senate Bill No. 485

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 32

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Natural Resources

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 471

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

FARR, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 560

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 384

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Rules with recommendation that it go to interim for study.

REGAN, Chairman

Above reported bill re-referred to Committee on Rules to be re-referred to an interim committee.

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 366

Senate Joint Resolution No. 6

Senate Bill No. 709

Assembly Bill No. 1081

Has had the same under consideration, and reports the same back with the recommendation: Do pass (be adopted) and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 549

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 735

Senate Bill No. 736

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 601

Senate Bill No. 693

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 924

Senate Bill No. 710

Senate Bill No. 133

Assembly Bill No. 236

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 708

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Bill No. 531

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 555

Assembly Bill No. 598

Senate Bill No. 766

Assembly Bill No. 880

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SHORT, Chairman

Above reported bills ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, April 5, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 275

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

FARR, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 377

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND SENATE BILL NO. 377

Senator Rattigan moved that Senate Bill No. 377 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 377—An act to amend Section 19804 of the Business and Professions Code, relating to the standard bread loaf.

Bill read second time.

Motion to Amend

Senator Rattigan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3 of the printed bill, strike out "sold in any wrappings", and insert "wrapped, in any wrapping, for sale through retail outlets,".

Amendment No. 2

On page 1, lines 4 and 5, strike out "and on the end seals of the wrappings", and insert " , or on the insert band,".

Amendment No. 3

On page 1, strike out lines 8 to 11, inclusive; and in line 12 strike out "the wrappings", and insert "required by this section".

Amendment No. 4

On page 1, line 13, after "Chapter 6", insert "(commencing with Section 12601)".

Amendment No. 5

On page 1, after line 14, insert

"The words required on such label shall read 'standard loaf, minimum net weight 15 oz.' or 'standard large loaf, minimum net weight 1 lb. 6½ oz.' as the case may be, and the lettering thereof shall be of minimum height of one-quarter inch.

SEC. 2. This act shall become operative January 1, 1964."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 247

Senate Bill No. 883

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 247

Senator Grunsky moved that Senate Bill No. 247 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 247—An act to amend Section 17503 of, and to add Section 17505 to, the Education Code, relating to required percentages of school district funds to be allocated for certificated salaries.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Senate March 27, 1963, after "salaries", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, strike out lines 9 to 24, inclusive, and insert

(b) "Current expense" means only the gross total expended (not reduced by estimated income or estimated federal and state apportionments) for the purposes classified in the final budget of a school district submitted to and approved by the county superintendent of schools pursuant to Section 20651 for administration, certificated teachers' salaries, all other certificated salaries of instruction, and for certificated salaries of health services."

Amendment No. 3

On page 2, strike out lines 4 and 5, and insert "eighty-two percent (82%) of the district's current expense."

Amendment No. 4

On page 2, strike out lines 6 to 8, inclusive, and insert

"(b) By a high school district, seventy-eight percent (78%) of the district's current expense."

Amendment No. 5

On page 2, strike out lines 9 to 11, inclusive, and insert

"(c) By a junior college district, seventy-five percent (75%) of the district's current expense."

Amendment No. 6

On page 2, strike out lines 13 and 14, and insert "eighty percent (80%) of the district's current expense."

Amendment No. 7

On page 3, line 17, strike out "pupils", and insert "units of average daily attendance".

Amendment No. 8

On page 3, line 20, strike out "pupils", and insert "units of average daily attendance".

Amendment No. 9

On page 3, line 22, strike out "pupils", and insert "units of average daily attendance".

Amendment No. 10

On page 3, line 24, strike out "pupils", and insert "units of average daily attendance".

Amendment No. 11

On page 3, line 26, strike out "pupils", and insert "units of average daily attendance".

Amendment No. 12

On page 3, line 29, strike out "pupils", and insert "units of average daily attendance".

Amendment No. 13

On page 3, line 44, strike out "pupils", and insert "units of average daily attendance".

Amendment No. 14

On page 3, after line 48, insert

"SEC. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

In order that this act may take effect at the beginning of a fiscal year to assure the payment of salaries of classroom teachers in public schools in accordance with this act during the ensuing year, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 883

Senator Grunsky moved that Senate Bill No. 883 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 883—An act to amend Sections 17303, 17303.5, 17352, 17353, 17402, 17405, 17411, 17601, 17607, 17611, 17655, 17655.5, 17662, 17664, 17665, 17666.2, 17667, 17702, 17703, 17704, 17705, 17751, 17801, 17851, 17901, 17903.2, 17906.2, 17907, 17908, 17909, 17951, 17970, 18152, 18153, 18202, 18203, 18355, 18356, 18357, 18358, 18451, 18452, 18453, 18455, 18456, and 18460 of, to repeal Sections 17401, 17404, 17406, 17407, 17410, 17612, 17613, 17614, 17615, 17653, 17654, 17656, 17660, 17666, and 17903 of, to repeal Article 9 (commencing with Section 18001) of Chapter 3 of Division 14 of, to add Sections 17401, 17407, 17601.1, 17652, 17656, and 17660 to, and to add Article 7.1 (commencing with Section 17920) to Chapter 3 of Division 14 of, the Education Code, relating to the public school system, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill after "17611," insert "17653, 17654,".

Amendment No. 2

In line 5 of the title of the printed bill strike out "18152, 18153, 18202, 18203,".

Amendment No. 3

In line 6 of the title strike out "18453, 18455, 18456," and insert "18455,".

Amendment No. 4

Strike out line 8 of the title, and insert "17410, 17656,".

Amendment No. 5

On page 3, line 34, strike out "twenty-one dollars and ten cents (\$23.10)", and insert "twenty-one dollars and fifty cents (\$21.50)".

Amendment No. 6

On page 3, line 44, strike out "Section", and insert "Sections".

Amendment No. 7

On page 6, line 43, after "17952," insert "17970,".

Amendment No. 8

On page 9, line 39, strike out "current", and insert "average daily".

Amendment No. 9

On page 9, line 46, strike out "current", and insert "average daily".

Amendment No. 10

On page 9, line 47, strike out "current", and insert "average daily".

Amendment No. 11

On page 10, strike out line 33.

Amendment No. 12

On page 11, strike out line 17.

Amendment No. 13

On page 12 strike out line 3.

Amendment No. 14

On page 12, strike out line 48.

Amendment No. 15

On page 13, line 12, strike out "23", and insert "19".

Amendment No. 16

On page 13, line 15, strike out "for a particular grade", and insert "at the elementary and the high school".

Amendment No. 17

On page 13, line 17, strike out "pursuant to Section 17200", and insert "as follows,".

Amendment No. 18

On page 13, line 18, strike out "of that section", and insert "contained herein".

Amendment No. 19

On page 13, between lines 19 and 20, insert

"As used in this section "salaries of classroom teachers" means:

(a) The salary paid to each teacher employed by the district whose duties require that the full time for which the teacher is employed be devoted to the teaching of pupils of the district.

(b) The portion of the salary of each teacher whose duties require that a part, but not all, of the full time for which the teacher is employed be devoted to the teaching of pupils of the district, which is equal to the portion of such full time actually devoted by the teacher to teaching pupils of the district.

As used in this section a "teacher" means an employee of the district employed in a position requiring certification qualifications and whose duties require him to teach pupils of the district for at least one full instructional period each school day for which the employee is employed. In the case of a teacher employed to teach in an elementary school, an instructional period is a period of not less than 20 minutes. In the case of a teacher employed to teach in a secondary school, an instructional period is the number of minutes equal to the number of minutes of the regular academic period in the junior high school or high school in which the teacher is employed to teach."

Amendment No. 20

On page 13, line 20, strike out "The", and insert "For such purposes the".

Amendment No. 21

On page 13, line 21, strike out "for such purposes, for a particular grade", and insert "at the elementary and the high school".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 22

On page 13, strike out line 33, and insert

"SEC. 20. Section 17653 of said code is amended to read:

17653. With respect to any unified district formed under Sections 3001 to 3451, inclusive, of this code, which became effective for all purposes on or after July 1, 1953, and which during the year preceding the effective date for all purposes had, in all the districts which were formed into the unified district, an average daily attendance of less than ten thousand (10,000), the foundation program actually computed for such district under this article and the *supplemental support* [alternate foundation] program for such district under [Sections 17901 or 17903, or 17901.1 or 17903.1,] *Article 7.1 of this chapter* [whichever are in effect,] as the case may be, shall be increased by 5 percent for the first fiscal year, 4 percent for the second fiscal year, 3 percent for the third fiscal year, 2 percent for the fourth fiscal year, and 1 percent for the fifth fiscal year of its existence."

Amendment No. 23

On page 13, strike out line 48, and insert

"SEC. 21. Section 17654 of said code is amended to read:

17654. With respect to any unified district formed under Sections 3001 to 3451, inclusive, of this code, which became effective for all purposes on or after July 1, 1953, and which during the year preceding the effective date for all purposes had, in all the districts which were formed into the unified district, an average daily attendance of more than ten thousand (10,000) and in which there was not on July 1, 1952, or thereafter a single chief administrative officer and staff that administered the program of education for all the secondary schools and those elementary schools of the district to which were credited 50 percent or more of the average daily attendance during the year preceding the effective date for all purposes in all the districts formed into the unified district, the foundation program actually computed for such district under this article (commencing at Section 17651) and the [alternate foundation] *supplemental support* program for such district [under Sections 17901 or 17903, or 17901.1 or 17903.1,] *under Article 7.1 of this chapter* [whichever are in effect,] as the case may be, shall be increased by 5 percent for the first fiscal year, 4 percent for the second fiscal year, 3 percent for the third fiscal year, 2 percent for the fourth fiscal year, and 1 percent for the fifth fiscal year of its existence."

Amendment No. 24

On page 14, line 18, strike out "26", and insert "22".

Amendment No. 25

On page 14, line 24, strike out "which maintains two or more schools".

Amendment No. 26

On page 15, line 7, strike out "27", and insert "23".

Amendment No. 27

On page 16, line 8, strike out "28", and insert "24".

Amendment No. 28

On page 16, line 27, strike out "29", and insert "25".

Amendment No. 29

On page 16, line 43, after "year", insert "... exclusive of the full-time equivalent of classroom teachers in the seventh and eighth grades of a junior high school and exclusive of those teachers considered under Section 17655.5".

Amendment No. 30

On page 17 between lines 13 and 14, insert

"(c) For apportionments in the 1963-64 fiscal year only, any district governing board for whom the conditions set forth in this section shall cause undue hardship because of prior contractual and salary commitments made before the effective date of this section shall make written application to the Superintendent of Public Instruction for exemption. The Superintendent of Public Instruction shall review such application and shall either approve or deny it. If such application shall be approved by the Superintendent of Public Instruction, the school district making the application shall be deemed to have fulfilled the requirements of this section for purposes of State school apportionments for the 1963-64 fiscal year only."

Amendment No. 31

On page 17, line 14, strike out "30", and insert "26".

Amendment No. 31.5

On page 17, line 34, strike out "31", and insert "27".

Amendment No. 32

On page 17, strike out line 42, and insert "Section 17656."

Amendment No. 33

On page 17, line 47, strike out "32", and insert "28".

Amendment No. 34

On page 18, line 3, strike out "33", and insert "29".

Amendment No. 35

On page 19, between lines 29 and 30, insert

"For the purposes of this section a "certificated employee" is an equivalent full-time position of an individual holding a credential authorizing service, and performing service in grades 9 through 12 in any secondary school. Any fraction of an equivalent full-time position shall be deemed to be a full-time position."

Amendment No. 36

On page 20, line 1, strike out "34", and insert "30".

Amendment No. 37

On page 20, line 4, strike out "had", and insert "has".

Amendment No. 38

On page 20, line 17, after "teacher", insert "in grades 9 through 12".

Amendment No. 39

On page 20, line 25, after "teacher", insert "in grades 9 through 12".

Amendment No. 40

On page 20 between lines 29 and 30, insert:

"(c) For apportionments in the 1963-64 fiscal year only, any district governing board for whom the conditions set forth in this section shall cause undue hardship because of prior contractual and salary commitments made before the effective date of this subdivision shall make written application to the Superintendent of Public Instruction for exemption. The Superintendent of Public Instruction shall review such application and shall either approve or deny it. If such application shall be approved by the Superintendent of Public Instruction, the school district making the application shall be deemed to have fulfilled the requirements of this section for purposes of state school apportionments for the 1963-64 fiscal year only."

Amendment No. 41

On page 20, line 30, strike out "35", and insert "31".

Amendment No. 42

On page 20, line 37, strike out "36", and insert "32".

Amendment No. 43

On page 21, line 15, strike out "36.5", and insert "33".

Amendment No. 44

On page 21, line 25, strike out "37", and insert "34".

Amendment No. 45

On page 21, line 37, strike out "38", and insert "35".

Amendment No. 46

On page 22, line 15, strike out "39", and insert "36".

Amendment No. 47

On page 22, line 30, strike out "40", and insert "37".

Amendment No. 48

On page 23, line 5, strike out "41", and insert "38".

Amendment No. 49

On page 23, line 13, strike out "42", and insert "39".

Amendment No. 50

On page 23, line 28, strike out "42.5", and insert "40".

Amendment No. 51

On page 23, line 43, strike out "43", and insert "41".

Amendment No. 52

On page 24, line 28, strike out "44", and insert "42".

Amendment No. 53

On page 25, line 9, strike out "45", and insert "43".

Amendment No. 54

On page 25, line 36, strike out "46", and insert "44".

Amendment No. 55

On page 25, line 47, strike out "47", and insert "45".

Amendment No. 56

On page 26, line 7, strike out "48", and insert "46".

Amendment No. 57

On page 26, line 18, strike out "49", and insert "47".

Amendment No. 58

On page 26, line 34, strike out "50", and insert "48".

Amendment No. 59

On page 26, strike out lines 41 and 42, and insert "allow, in addition to the total amount of basic state aid and equalization aid allowed for each elementary school district, an amount to each".

Amendment No. 60

On page 26, line 44, after "valuation", insert "for the current fiscal year".

Amendment No. 61

On page 26, line 45, after "attendance", insert "for the current fiscal year".

Amendment No. 62

On page 26, line 46, strike out "twenty-five thousand dollars (\$25,000)", and insert "twenty-four thousand dollars (\$24,000)".

Amendment No. 63

On page 27, lines 27 and 28, strike out "used for determining foundation program support".

Amendment No. 64

On page 27, line 34, strike out "one hundred dollars (\$100)", and insert "seventy-five dollars (\$75)".

Amendment No. 65

On page 27, lines 37 and 38, strike out "used for determining foundation program support".

Amendment No. 66

On page 27, line 41, strike out "fifty cents (\$2.50)", and insert "forty cents (\$2.40)".

Amendment No. 67

On page 27, lines 44 and 45, strike out "one hundred twenty-five dollars (\$125)", and insert "eighty-four dollars (\$84)".

Amendment No. 68

On page 28, line 4, strike out "51", and insert "49".

Amendment No. 69

On page 28, line 37, strike out "52", and insert "50".

Amendment No. 70

On page 28, line 51, strike out "52.5", and insert "51".

Amendment No. 71

On page 29, strike out lines 1 to 36, inclusive.

Amendment No. 72

On page 29, line 37, strike out "56", and insert "52".

Amendment No. 73

On page 29, line 46, after "effect", insert ", except that the provisions of Sections 17655 and 17656 pertaining to the reduction of computed amounts by ten dollars (\$10) per unit of average daily attendance, shall not apply".

Amendment No. 74

On page 30, line 8, after "inclusive", insert ", except that the provisions of Section 17663 shall not apply".

Amendment No. 75

On page 30, line 9, strike out "57", and insert "53".

Amendment No. 76

On page 30, line 16, after "inclusive", insert ", except that the provisions of Sections 17655 and 17656 pertaining to the reduction in computed amounts of ten dollars (\$10) per unit of average daily attendance, shall not apply".

Amendment No. 77

On page 30, line 22, strike out "58", and insert "54".

Amendment No. 78

On page 30, line 28, after "17667", insert ", except that the provisions of Sections 17655 and 17656 pertaining to the reduction of computed amounts by ten dollars (\$10) per unit of average daily attendance, shall not apply".

Amendment No. 79

On page 30, line 35, strike out "59", and insert "55".

Amendment No. 80

On page 30, line 44, after "inclusive", insert ", except that the provisions of Section 17663 shall not apply".

Amendment No. 81

On page 30, line 45, strike out "60", and insert "56".

Amendment No. 82

On page 31, line 7, strike out "60.5", and insert "57".

Amendment No. 83

On page 31, line 11, strike out "17903,".

Amendment No. 84

On page 31, strike out lines 19 to 26, inclusive.

Amendment No. 85

On page 31, line 27, strike out "62", and insert "58".

Amendment No. 86

On page 31, line 31, strike out "17904,".

Amendment No. 87

On page 31, strike out lines 40 to 48, inclusive.

Amendment No. 88

On page 31, line 49, strike out "64", and insert "59".

Amendment No. 89

On page 32, line 2, strike out "18009,".

Amendment No. 90

On page 32, line 25, strike out "65", and insert "60".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 322

Senate Bill No. 611

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 322

Senator Rodda moved that Senate Bill No. 322 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 322—An act to amend Section 13601 of, to repeal Section 13602 of, and to add Section 13602 to, the Education Code, relating to salary of school personnel.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 12 to 21, inclusive; and on page 2, strike out lines 1 to 15, inclusive, and insert

"13602. The governing board of a school district may during any school year increase the annual salaries of persons employed by the district in positions not requiring certification qualifications at any time; provided, the board has retained the right to increase the salaries of such employees during the school year by

appropriate rules and regulations adopted by the board prior to the commencement of the school year or by appropriate provisions in the contracts of employment entered into with such employees."

Amendment read, and adopted.

Bill ordered printed and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 611

Senator Rattigan moved that Senate Bill No. 611 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 611—An act to add Chapter 10.6 (commencing with Section 27195) to Part 3 of Division 16 of the Streets and Highways Code, relating to bridge and highway districts.

Bill read second time.

Motion to Amend

Senator Rattigan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, after "accountant", insert "or independent licensed public accountant".

Amendment No. 2

On page 1, strike out lines 13 and 14, and insert

"(b) The auditor's report shall include a statement as to whether or not the auditor, through the application of auditing tests, is satisfied".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Assembly Bill No. 180

Assembly Bill No. 519

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 180

Senator Regan moved that Assembly Bill No. 180 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 180—An act to add Section 147 to the Civil Code, relating to divorce and separate maintenance actions.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, as amended in Assembly February 21, 1963, strike out "divorce and separate maintenance", and insert "domestic relations".

Amendment No. 2

On page 1, line 2, strike out "or", and insert ", a".

Amendment No. 3

On page 1, line 3, after "maintenance," insert "a final decree of annulment, or an order for the support, maintenance or custody of minor children,".

Amendment No. 4

On page 1, line 4, strike out "or judgment", and insert ", judgment or order".

Amendment No. 5

On page 1, line 5, strike out "or separate maintenance", and insert ", separate maintenance, annulment, or child support, maintenance or custody".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 519

Senator Regan moved that Assembly Bill No. 519 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 519—An act to amend Sections 1121 and 1128 of the Penal Code, relating to juries in criminal cases.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly March 14, 1963, strike out lines 3 to 8, inclusive, and insert

"1121. The jurors sworn to try an action may, in the discretion of the court, be permitted to separate or be kept in charge of a proper officer at any time before submission of the cause to the jury, and, in cases in which the defendant is represented by counsel, after submission of the cause to the jury with the consent of the defendant and all attorneys of record. Any request made to the court for".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, SACRAMENTO, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 354

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

MOTION TO AMEND SENATE BILL NO. 354

Senator Cobey moved that Senate Bill No. 354 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 354—An act to add Sections 1317 and 1324 to the Water Code, relating to the State Water Rights Board application procedure.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "Failure to publish the notice or", and insert "The board may cancel any application for failure of the applicant".

Amendment No. 2

On page 1, line 3, strike out "thereof", and insert "of publication".

Amendment No. 3

On page 1, line 4, strike out "shall be cause for", and insert ", provided the board first gives the applicant written notice of such possible".

Amendment No. 4

On page 1, strike out line 5, and insert "and 15 days in which to file proof of publication."

Amendment No. 5

On page 1, line 7, strike out "Failure to post the notice or", and insert "The board may cancel any application for failure of the applicant".

Amendment No. 6

On page 1, line 7, strike out "thereof", and insert "of posting".

Amendment No. 7

On page 1, line 8, strike out "shall be cause for", and insert ", provided the board first gives the applicant written notice of such possible".

Amendment No. 8

On page 1, line 8, strike out "of", and insert "and 15 days in which to file proof of posting."

Amendment No. 9

On page 1, strike out line 9.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 921

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

MOTION TO AMEND SENATE BILL NO. 921

Senator Holmdahl moved that Senate Bill No. 921 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 921—An act to amend Sections 493, 494, 495, and 496 of the Agricultural Code, and to amend Section 542 of the Health and Safety Code, relating to the qualifications of persons regularly engaged in the enforcement of laws, rules, regulations and ordinances pertaining to milk and milk products.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 446.1 to,".

Amendment No. 2

On page 2, line 37, strike out "in the", and insert "or the department in the".

Amendment No. 3

On page 2, line 47, after "inspector", insert "or dairy inspector".

Amendment No. 4

On page 3, strike out lines 32 to 34, inclusive, and insert "related to milk; or one year of supervised inservice training approved by the director."

Amendment No. 5

On page 3, line 35, after "SEC. 5.", insert "Section 496.1 is added to said code, to read:

496.1. The director shall adopt such rules and regulations as he may deem necessary to administer the provisions of Sections 493 to 496, inclusive. SEC. 6."

Amendment No. 6

On page 3, line 46, after the semicolon, insert "or".

Amendment No. 7

On page 3, line 50, strike out "; or (3) any"; strike out line 51; and on page 4, strike out lines 1 to 6, inclusive, and insert a period.

Amendment No. 8

On page 4, line 15, after the period, insert "Any person employed on the effective date of the amendments to this section enacted at the 1963 Regular Session of the Legislature by an official agency in California as a dairy inspector, milk inspector, or milk sanitarian who has successfully completed one year of supervised inservice training approved by the director shall be eligible to take the examination."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 908

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

MOTION TO AMEND SENATE BILL NO. 908

Senator Bradley moved that Senate Bill No. 908 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 908—An act to amend Sections 34033 and 35401 of, to add Article 6 (commencing with Section 32970), to Chapter 4, Part 8, Division 12 of, and Chapter 5 (commencing with Section 37750) to Part 8, Division 13 of, and Section 34054 to, the Water Code, relating to water districts.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 21, of the printed bill, strike out "32790", and insert "32970".

Amendment No. 2

On page 3, strike out lines 3 to 7, inclusive, and insert "32975. Certified copies of the order disincorporating the district shall be filed with the county assessor, the State Board of Equalization, and the Secretary of State."

Amendment No. 3

On page 4, strike out lines 31 to 35, inclusive, and insert "37755. Certified copies of the order disincorporating the district shall be filed with the county assessor, the State Board of Equalization, and the Secretary of State."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 406

Senate Bill No. 923

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 406

Senator Bradley moved that Senate Bill No. 406 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 406—An act to amend Section 1425 of the Labor Code, relating to fair employment practices.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1425", and insert "Sections 1424 and 1425".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 1424 of the Labor Code is amended to read:

1424. [Hearings held under the provision of this part shall be conducted, as nearly as practicable, in accordance with the Administrative Procedure Act, Chapter 5 (commencing with Section 11500) of Part 1, Division 3, Title 2 of the Government Code, and the commission shall have all the powers granted therein.]

The written accusation, hearings, and all matters pertaining thereto shall be in accordance with the Administrative Procedure Act, Chapter 5 (commencing with Section 11500) of Part 1, Division 3, Title 2 of the Government Code.

SEC. 2. Section 1425 of said code is amended to".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 923

Senator Weingand moved that Senate Bill No. 923 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 923—An act to add Section 23816.1 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Weingand moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, after line 16, insert

"The provisions of this section shall only apply to hotels or motels constructed, or upon which construction was completed, after January 1, 1963."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 359

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN. Chairman

MOTION TO AMEND SENATE BILL NO. 359

Senator McAteer moved that Senate Bill No. 359 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 359—An act to amend Sections 74502, 74503, 74504, and 74505 of the Government Code, relating to the Municipal Court in the City and County of San Francisco.

Bill read second time.

Motion to Amend

Senator McAteer moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "74503," insert "and".

Amendment No. 1.5

In line 1 of the title, strike out ", and 74505".

Amendment No. 2

On page 1, lines 5 and 6, strike out "one thousand four hundred seventy-five dollars (\$1,475)", and insert "one thousand four hundred fifty dollars (\$1,450)".

Amendment No. 2.5

On page 1, line 19, strike out "one thousand seventy-three dollars"; and on page 2, line 1, strike out "(\$1,073)", and insert "one thousand one hundred twenty dollars (\$1,020)".

Amendment No. 3

On page 2, line 11, strike out "eight hundred sixty-four dollars (\$864)", and insert "nine hundred fifty dollars (\$950)".

Amendment No. 4

On page 2, lines 12 and 13, strike out "nine hundred fifteen dollars (\$915)", and insert "one thousand ten dollars (\$1,010)".

Amendment No. 5

On page 2, line 16, strike out "nine hundred sixty-seven dollars (\$967)", and insert "one thousand sixty-five dollars (\$1,065)".

Amendment No. 6

On page 2, line 19, strike out "While assigned to the traffic department or the civil"; and strike out lines 20 to 23, inclusive.

Amendment No. 7

On page 2, lines 27 and 28, strike out "seven hundred fifty-five dollars (\$755)", and insert "eight hundred fifteen dollars (\$815)".

Amendment No. 8

On page 2, line 29, strike out "seven hundred ninety-seven dollars (\$797)", and insert "eight hundred sixty dollars (\$860)".

Amendment No. 9

On page 2, lines 32 and 33, strike out "eight hundred forty-two dollars (\$842)", and insert "nine hundred ten dollars (\$910)".

Amendment No. 10

On page 2, line 37, strike out "six hundred forty-one dollars (\$641)", and insert "seven hundred dollars (\$700)".

Amendment No. 11

On page 2, lines 38 and 39, strike out "six hundred seventy-seven dollars (\$677)", and insert "seven hundred forty dollars (\$740)".

Amendment No. 12

On page 2, line 42, strike out "seven hundred fifteen dollars (\$715)", and insert "seven hundred eighty-two dollars (\$782)".

Amendment No. 13

On page 2, line 46, strike out "five hundred seventy dollars (\$570)", and insert "six hundred fifteen dollars (\$615)".

Amendment No. 14

On page 2, lines 47 and 48, strike out "five hundred ninety dollars (\$590)", and insert "six hundred thirty-eight dollars (\$638)".

Amendment No. 15

On page 2, line 50, strike out "six hundred ten"; and on page 3, line 1, strike out "dollars (\$610)", and insert "six hundred sixty dollars (\$660)".

Amendment No. 16

On page 3, line 5, strike out "five hundred twenty dollars (\$520)", and insert "five hundred fifty-eight dollars (\$558)".

Amendment No. 17

On page 3, lines 6 and 7, strike out "five hundred thirty-five dollars (\$535)", and insert "five hundred seventy-four dollars (\$574)".

Amendment No. 18

On page 3, lines 9 and 10, strike out "five hundred fifty dollars (\$550)", and insert "five hundred ninety dollars (\$590)".

Amendment No. 19

On page 3, line 18, strike out "four hundred eighty dollars (\$480)", and insert "five hundred fifteen dollars (\$515)".

Amendment No. 20

On page 3, lines 19 and 20, strike out "four hundred ninety-five dollars (\$495)", and insert "five hundred thirty dollars (\$530)".

Amendment No. 21

On page 3, lines 22 and 23, strike out "five hundred ten dollars (\$510)", and insert "five hundred forty-five dollars (\$545)".

Amendment No. 22 .

On page 3, line 27, strike out "four hundred forty dollars (\$440)", and insert "four hundred seventy-three dollars (\$473)".

Amendment No. 23

On page 3, lines 28 and 29, strike out "four hundred fifty-five dollars (\$455)", and insert "four hundred eighty-nine dollars (\$489)".

Amendment No. 24

On page 3, lines 31 and 32, strike out "four hundred seventy dollars (\$470)", and insert "five hundred five dollars (\$505)".

Amendment No. 25

On page 3, lines 40 and 41, strike out "four hundred thirty dollars (\$430)", and insert "four hundred forty-seven dollars (\$447)".

Amendment No. 26

On page 3, lines 49 and 50, strike out "four hundred sixty dollars (\$460)", and insert "four hundred ninety dollars (\$490)".

Amendment No. 27

On page 4, strike out lines 1 to 6, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 910

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 910

Senator Dolwig moved that Senate Bill No. 910 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 910—An act to amend Section 3209.3 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 3209.3", and insert "Sections 3209.3 and 3209.4".

Amendment No. 2

On page 1, after line 7, insert
"SEC. 2. Section 3209.4 of said code is amended to read:
3209.4. The inclusion of optometrists *and certified psychologists* in Section 3209.3 does not imply any right or entitle any optometrist *or certified psychologist* to represent, advertise, or hold himself out as a physician."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Finance, to which were referred:

Senate Bill No. 43

Senate Bill No. 68

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

MOTION TO AMEND SENATE BILL NO. 43

Senator Cobey moved that Senate Bill No. 43 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 43—An act to add Part 3 (commencing with Section 900), Part 4 (commencing with Section 940) and Part 5 (commencing with Section 965), to Division 3.6 of Title 1 of the Government Code as enacted by Senate Bill No. 42 of the 1963 Regular Session,

and to amend Section 439.56 of the Agricultural Code, and to add Section 342 to, and to amend Section 313 of, the Code of Civil Procedure, and to amend Sections 904, 926, 16978, 27591, 27891 and 28381 of the Education Code, and to amend Sections 29700, 29793, 29748, 37201, 39586 and 61628 of, and to repeal Division 3.5 (commencing with Section 600) of Title 1 of, and Section 13920.1 of, the Government Code, and to amend Sections 5905, 6095, 6370, 6960 and 7172 of the Harbors and Navigation Code, and to amend Sections 954, 2320, 2880, 4130, 4185.1, 4665.6, 4817, 5617, 5745, 6096, 6805, 9010, 14163.5, 14363, 14488, 20115, 24232, 24374, 24376.49, 32492, 33340 and 34380 of the Health and Safety Code, and to amend Sections 945 and 1209 of the Military and Veterans Code, and to amend Sections 5553.5, 5784.19, 9420 and 11520 of the Public Resources Code, and to amend Sections 12830, 16682, 22601, 25951 and 29060 of the Public Utilities Code, and to amend Sections 8230, 19190, 25360, 26225, 27190, 31867, 33550 and 35707 of the Streets and Highways Code, and to amend Sections 8991, 22727, 31084, 35752, 44457, 50145, 55720, 56117 and 70230 of the Water Code, and to amend Section 3.1 of Chapter 349 of the Statutes of 1873-74, and to amend Section 9.5 of Chapter 63 of the Statutes of 1880, and to amend Section 12.5 of Chapter 158 of the Statutes of 1885, and to amend Section 9 of Chapter 201 of the Statutes of 1895, and to amend Section 49.5 of the Drainage Act of 1903 (Chapter 238, Statutes of 1903), and to amend Section 11 of Chapter 310 of the Statutes of 1905, and to amend Section 46.5 of Chapter 25 of the Statutes of 1907, and to amend Section 19.1 of the Storm Water District Act of 1909 (Chapter 222, Statutes of 1909), and to amend Section 20 of the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), and to amend Section 8.5 of Chapter 99 of the Statutes of 1913, and to amend Section 8.5 of Chapter 361 of the Statutes of 1915, and to amend Section 34.5 of the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), and to amend Section 6.1 of the Metropolitan Water District Act (Chapter 429, Statutes of 1927), and to amend Section 10.5 of Chapter 641 of the Statutes of 1931, and to amend Section 21.1 of the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931), and to amend Section 135.5 of the California Water Storage and Conservation District Act (Chapter 1253, Statutes of 1941), and to amend Section 15.5 of the County Water Authority Act (Chapter 545, Statutes of 1943), and to amend Section 29 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), and to amend Section 10 of the Amador County Water Agency Act (Chapter 2137, Statutes of 1959), and to amend Section 20.5 of the American River Flood Control District Act (Chapter 808, Statutes of 1927), and to amend Section 75 of the Antelope Valley-East Kern Water Agency Law (Chapter 2146, Statutes of 1959), and to amend Section 30 of the Contra Costa County Flood Control and Water Conservation District Act (Chapter 1617, Statutes of 1951), and to amend Section 9.5 of the Contra Costa County Storm Drainage District Act (Chapter 1532, Statutes of 1953), and to amend Section 20 of the

Contra Costa County Water Agency Act (Chapter 518, Statutes of 1957), and to amend Section 25 of Chapter 40 of the Statutes of 1962 (1st Ex. Sess.) (Crestline-Lake Arrowhead Water Agency Act), and to amend Section 31 of the Del Norte County Flood Control District Act (Chapter 166, Statutes of 1955), and to amend Section 41 of the El Dorado County Water Agency Act (Chapter 2139, Statutes of 1959), and to amend Section 53 of the Fairfield-Suisun Sewer District Act (Chapter 303, Statutes of 1951), and to amend Section 11.5 of the Fresno Metropolitan Flood Control Act (Chapter 503, Statutes of 1955), and to amend Section 31 of the Humboldt County Flood Control District Act (Chapter 939, Statutes of 1945), and to amend Section 15 of the Kings River Conservation District Act (Chapter 931, Statutes of 1951), and to amend Section 34 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544, Statutes of 1951), and to amend Section 13 of the Lassen-Modoc County Flood Control and Water Conservation District Act (Chapter 2127, Statutes of 1959), and to amend Section 14½ of the Los Angeles County Flood Control Act (Chapter 755, Statutes of 1915), and to amend Section 4.23 of the Los Angeles Metropolitan Transit Authority Act of 1957 (Chapter 547, Statutes of 1957), and to amend Section 11 of the Lower San Joaquin Levee District Act (Chapter 1075, Statutes of 1955), and to amend Section 29 of the Marin County Flood Control and Water Conservation District Act (Chapter 666, Statutes of 1953), and to amend Section 10 of the Mariposa County Water Agency Act (Chapter 2036, Statutes of 1959), and to amend Section 8 of the Mendocino County Flood Control and Water Conservation District Act (Chapter 995, Statutes of 1949), and to amend Section 24 of the Mojave Water Agency Law (Chapter 2146, Statutes of 1959), and to amend Section 53 of the Montalvo Municipal Improvement District Act (Chapter 549, Statutes of 1955), and to amend Section 30 of the Monterey County Flood Control and Water Conservation District Act (Chapter 699, Statutes of 1947), and to amend Section 15.1 of the Monterey Peninsula Airport District Act (Chapter 52, Statutes of 1941), and to amend Section 8 of the Morrison Creek Flood Control District Act (Chapter 1771, Statutes of 1953), and to amend Section 30 of the Napa County Flood Control and Water Conservation District Act (Chapter 1449, Statutes of 1951), and to amend Section 42 of the Nevada County Water Agency Act (Chapter 2122, Statutes of 1959), and to amend Section 3.1 of the Orange County Flood Control Act (Chapter 723, Statutes of 1927), and to amend Section 20.5 of the Orange County Water District Act (Chapter 924, Statutes of 1933), and to amend Section 29.5 of the Palo Verde Irrigation District Act (Chapter 452, Statutes of 1923), and to amend Section 13 of the Plumas County Flood Control and Water Conservation District Act (Chapter 2114, Statutes of 1959), and to amend Section 15 of the Riverside County Flood Control and Water Conservation District Act (Chapter 1122, Statutes of 1945), and to amend Section 8.1 of the Sacramento County Water Agency Act (Chapter 10, Statutes of 1952 (1st Ex. Sess.)), and to amend Section 34 of the San Benito County Water Conservation and Flood Control District

Act (Chapter 1598, Statutes of 1953), and to amend Section 8 of the San Bernardino County Flood Control Act (Chapter 73, Statutes of 1939), and to amend Section 17.5 of the San Diego County Flood Control District Act (Chapter 1372, Statutes of 1945), and to amend Section 30 of the San Luis Obispo County Flood Control and Water Conservation District Act (Chapter 1294, Statutes of 1945), and to amend Section 9 of the San Mateo County Flood Control District Act (Chapter 2108, Statutes of 1959), and to amend Section 31 of the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), and to amend Section 8.1 of the Santa Barbara County Water Agency Act (Chapter 1501, Statutes of 1945), and to amend Section 48 of the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289, Statutes of 1955), and to amend Section 30 of the Santa Clara County Flood Control and Water Conservation District Act Chapter 1405, Statutes of 1951), and to amend Section 154 of the Santa Cruz County Flood Control and Water Conservation District Act (Chapter 1489, Statutes of 1955), and to amend Section 13 of the Sierra County Flood Control and Water Conservation District Act (Chapter 2123, Statutes of 1959), and to amend Section 13 of the Siskiyou County Flood Control and Water Conservation District Act (Chapter 2121, Statutes of 1959), and to amend Section 8.1 of the Solano County Flood Control and Water Conservation District Act (Chapter 1656, Statutes of 1951), and to amend Section 53 of the Solvang Municipal Improvement District Act (Chapter 1635, Statutes of 1951), and to amend Section 8 of the Sonoma County Flood Control and Water Conservation District Act (Chapter 994, Statutes of 1949), and to amend Section 10 of the Sutter County Water Agency Act (Chapter 2088, Statutes of 1959), and to amend Section 23 of the Upper Santa Clara Valley Water Agency Law (Chapter 28, Statutes of 1962 (1st Ex. Sess.)), and to amend Section 2.5 of the Vallejo Sanitation and Flood Control District Act (Chapter 17, Statutes of 1952 (1st Ex. Sess.)), and to amend Section 13 of the Ventura County Flood Control Act (Chapter 44, Statutes of 1944 (4th Ex. Sess.)), and to amend Section 8 of the Yolo County Flood Control and Water Conservation District Act (Chapter 1657, Statutes of 1951), and to amend Section 10 of the Yuba County Water Agency Act (Chapter 788, Statutes of 1959), and to amend Section 40 of the Yuba-Bear River Basin Authority Act (Chapter 2131, Statutes of 1959), relating to claims, actions and judgments against public entities and public officers, employees, and servants.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 17, line 3, of the printed bill, as amended in Senate March 19, 1963, strike out "Any", and insert "(a) Except as provided in subdivision (b), any".

Amendment No. 2

On page 17, between lines 10 and 11, insert

"(b) When a person is unable to commence a suit on a cause of action described in subdivision (a) within the time prescribed in that subdivision because he has

been sentenced to imprisonment in a state prison, such suit must be commenced within six months after the date that the civil right to commence such action is restored to such person. A person sentenced to imprisonment in a state prison may not commence such suit unless he presented a claim in accordance with Chapter 1 (commencing with Section 500) and Chapter 2 (commencing with Section 910) of Part 3 of this division within the time prescribed therein."

Amendment No. 3

On page 19, line 24, after "division", insert "or, where a person is unable to commence the suit within such time because he has been sentenced to imprisonment in a state prison, such suit must be commenced within six months after the date that the civil right to commence such action is restored to such person".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

MOTION TO AMEND SENATE BILL NO. 68

Senator Weingand moved that Senate Bill No. 68 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 68—An act to amend Sections 6812 and 6816 of, and to add Section 6822 to the Education Code, relating to children with defective hearing.

Bill read second time.

Motion to Amend

Senator Weingand moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate February 28, 1963, after the first "to", insert a comma.

Amendment No. 2

In line 3 of the title, after "hearing", insert ", and making an appropriation".

Amendment No. 3

On page 1, line 16, after "instruction", insert "or be instructed in the home through the employment of a home instructor".

Amendment No. 4

On page 1, line 23, after "teacher", insert "or home instructor".

Amendment No. 5

On page 2, line 27, strike out "defined", and insert "determined".

Amendment No. 6

On page 2, line 34, strike out "visit", and insert "so assist".

Amendment No. 7

On page 2, line 36, after the first "school," insert "in a program of home instruction provided by a district or county superintendent of schools,".

Amendment No. 8

On page 2, between lines 37 and 38, insert "Such assistance to the parents and the child may be provided by a visiting teacher through visits to the home or at a central location within the community or region to which such parents and child may come for such help through individual or group sessions."

Amendment No. 9

On page 2, line 38, strike out "visit", and insert "so assist".

Amendment No. 10

On page 2, after line 45, insert

"SEC. 4. There is hereby appropriated from the General Fund in the State Treasury to the Department of Education the sum of twenty-seven thousand five hundred dollars (\$27,500) for the 1963-64 fiscal year for the purpose of carrying out the provisions of Section 6822 being added to the Education Code by this act."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Assembly Bill No. 538

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 538

Senator Farr moved that Assembly Bill No. 538 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 538—An act to amend Section 5882 of the Public Resources Code, relating to small craft harbors.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 4, of the printed bill, as amended in Assembly March 14, 1963, strike out lines 43 to 45, inclusive and insert "Fund shall be available, when appropriated by the Legislature, for expenditures by the Department of Parks and Rec-".

Amendment No. 2

On page 4, line 49, strike out "No money shall be expended from".

Amendment No. 3

On page 5, strike out lines 11 and 12.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 849

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 849

Senator Cobey moved that Senate Bill No. 849 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 849—An act to amend Section 2137.1 of the Business and Professions Code, relating to the practice of medicine.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, strike out "or county institution", and insert "institution or a county institution in a county having a population of 65,000 or less".

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 849**Amendment No. 1**

On page 1, line 4, of the printed bill, after "Act", insert "in connection with employment in a state institution or county civil service law in connection with employment in a county institution".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 918

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 918

Senator O'Sullivan moved that Senate Bill No. 918 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 918—An act to amend Section 12608 of the Business and Professions Code, relating to containers.

Bill read second time.

Motion to Amend

Senator O'Sullivan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "12608", and insert "12024.5".

Amendment No. 2

On page 1, line 1, strike out "12608", and insert "12024.5".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 3 to 20, inclusive and insert "12024.5. It shall be unlawful for any person to sell or advertise for sale in retail stores for consumer use any dressed poultry or any other fowl or rabbit in dressed form, either cooked or uncooked, or smoked, fresh, frozen, cooked, dried, or pickled meats or fish other than by weight determined at time of sale on a scale or a beam properly sealed in accordance with the provisions of this division; provided, however, that any commodity specified in this section need not be weighed at time of sale when sold in the wrapper or container in which it was received by the retailer or into which it was packed and on which *shall appear [s] the net weight of the commodity therein as marked by the manufacturer, processor, packer, wholesaler, or jobber [*, and further provided, that *the] . The net content statement required by this section shall not include any free flowing moisture, juice, or brine which may be present in the container. The provisions of this section do not apply to any commodity sold or offered for sale with other foods as part of a prepared meal.*

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Assembly Bill No. 258

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 258

Senator Farr moved that Assembly Bill No. 258 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 258—An act to amend Section 5829.2 of the Public Resources Code, relating to lease of small craft harbor facilities.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the heading of the printed bill, as amended in Assembly February 28, 1963, strike out "and Mr. McMillan", and insert "Messrs. McMillan and Crown".

Amendment No. 2

In line 1 of the title, after "of", insert ", and to add Section 5829.3 to,".

Amendment No. 3

On page 2, after line 10, insert

"SEC. 2. Section 5829.3 is added to said code, to read:

5829.3. Notwithstanding other provisions of this chapter, if the legislative body of a city, county, or district has acquired, constructed or improved small craft harbor

facilities pursuant to an agreement or contract for a transfer pursuant to Section 5823, or a loan pursuant to Sections 5827 or 6499.5, where the proposed lease area is land or water area and where the terms of the proposed ground lease call for the lessee to install or construct all improvements, such land or water area may be leased by the legislative body without public bidding, but only after a public hearing, public notice of which shall be given by publication for not less than once a week for two weeks in a newspaper of general circulation published in the county in which the land lies.

Prior to publication of the public notice the legislative body shall obtain the approval of the division to the proposed leasing of the harbor facility and the provisions of the proposed public notice. The public notice shall describe the land or water area which is to be leased, describe in general terms the nature of the development desired by the legislative body, and set forth the period of time for which the land or water area is to be leased, and the minimum rental to be paid under the lease. The public notice shall recite that the lease will reserve to the legislative body the power to fix and determine the rates to be charged by the lessee for the use by the public of facilities developed by the lessee. The public notice also shall recite that award of the lease by the legislative body is subject to final approval by the commission, and fix a time and place for the public hearing by the legislative body.

At the time and place fixed in the public notice of hearing the legislative body shall meet and consider the lease proposal submitted. The award of the lease shall become final only after the award by the legislative body has been approved by the commission."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

President pro Tempore of the Senate Presiding

At 3.18 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

MOTION TO APPROVE JOURNALS

Senator McAteer moved that the Journals for Monday, April 1st, Tuesday, April 2nd, Wednesday, April 3rd, Thursday, April 4th, and Friday, April 5th, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Grunsky moved that Senate Bill No. 198 be taken from the inactive file and placed on the second reading file.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILLS NOS. 1111 AND 1112

Senator Farr moved that Senate Bills Nos. 1111 and 1112 be withdrawn from Committee on Labor, and re-referred to Committee on Local Government.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator Dolwig:

Senate Resolution No. 118

Relative to the death of Carroll M. Speers

WHEREAS, It was with the most sincere and profound sorrow that the Members of the Senate of the State of California learned of the death of Carroll M. Speers, the distinguished former Mayor of San Mateo; and

WHEREAS, A native of Marshalltown, Iowa, during the 28 years he lived in San Mateo, Mr. Speers earned the respect and admiration of all who knew him by his long years of able and devoted service to the public as a member of the San Mateo city elementary school board of trustees, the city planning commission, and the city council; and

WHEREAS, First appointed to the city planning commission in 1938, he served continuously until February 5, 1945, when he was appointed to the San Mateo city council, an office to which he was re-elected on three successive occasions; and

WHEREAS, Mr. Speers owned and operated the former Atlas Lumber Company of San Mateo for many years, after which he became sales manager of the Garten Lumber Company of San Mateo; and

WHEREAS, He was also active as a member of the San Mateo Lodge, F. & A. M., the San Mateo Downtown Lions Club, and the Episcopal Church of St. Matthews; and

WHEREAS, To mourn his passing and receive the heartfelt sympathy of all he leaves his widow, Mrs. Florence McClain Speers; a daughter, Mrs. Eric Speers Freitag of Sacramento; a brother, Ronald R. Speers of Santa Monica; and two grandchildren; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate do hereby express their sincere condolences upon his passing to the widow and members of the family of Carroll M. Speers; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the widow and the members of the family of Carroll M. Speers.

Resolution read and unanimously adopted on motion of Senator Dolwig.

By Senator Backstrand:

Senate Resolution No. 119

Relative to commemorating Sheriff Joe W. Rice of Riverside County

WHEREAS, The Members of the Senate of the State of California are grieved to learn of the death of Sheriff Joe W. Rice of Riverside County, just short of his 55th birthday; and

WHEREAS, Sheriff Rice was born at Anson, Texas, and began his career in law enforcement in Fort Worth, Texas, in 1936 and studied law at night school, winning his degree in law in 1940 at the North Texas School of Law and doing post-graduate work in personnel and municipal administration at Texas Christian University, before becoming an agent of the Federal Bureau of Investigation; and

WHEREAS, He served with the FBI for 10 years before accepting the appointment as Sheriff of Riverside County in 1952, and subsequently won election to that office on three occasions, winning his last election in 1962 by more than twice as many votes as the combined total of his four opponents; and

WHEREAS, Sheriff Rice became widely known in southwestern law enforcement by his development of the Sheriff's Training Center on Box Springs Grade, which is now used yearly by law agencies throughout Southern California for basic training of peace officers and is in constant use by the Sheriff's Department; and

WHEREAS, He was at one time the Commissioner of Boy Scouts of Riverside County and received the Silver Beaver award in scouting, and in 1960 he won the American Legion Distinguished Service Award for his fight against the narcotics traffic; and

WHEREAS, He was civil defense chief for law enforcement purposes for Region Six, which includes Riverside, San Bernardino, Imperial and San Diego Counties, and served one year as county campaign chairman for the March of Dimes; and

WHEREAS, Sheriff Rice was a 32d degree Mason, a Shriner, and a member of the Elks Club, the Moose Lodge, High Twelve, the California Peace Officers Association, the state and national Sheriffs' Associations, the Texas and American Bar Associations, and was Past President of the Riverside County Peace Officers Association; and

WHEREAS, He leaves a wife, Louise, a brother, Charles, and two sisters, Mrs. Ruben Bewley and Mrs. Frank Parade; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate wish to express their heartfelt sorrow at the passing of Sheriff Joe W. Rice,

and desire by this resolution to convey to his widow, Mrs. Louise Rice, and the other members of his family their deepest sympathy; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Mrs. Louise Rice, to Mr. Charles Rice, to Mrs. Ruben Bewley and to Mrs. Frank Parade.

Resolution read and unanimously adopted on motion of Senator Backstrand.

CONSIDERATION OF DAILY FILE

Consideration of Assembly Amendments

Senate Bill No. 48—An act to amend Section 1431 and to repeal Section 1510 of, and to add Section 1510 to, the Probate Code, and to amend Section 372 of the Code of Civil Procedure, relating to settlement and compromise of claims of minors and incompetents.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 48?

Amendment No. 1

After line 1 of the heading of the printed bill, insert
“(Coauthor: Assemblyman Johnson)”.

Amendment No. 2

On page 5, line 17, strike out “general”.

Amendment No. 3

On page 5, line 18, strike out “general”.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 48 by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtee, Murdy, Nisbet, O’Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—32.

NOTES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 115—An act to add Article 15 (commencing with Section 6450) to Chapter 6 of Division 6 of the Education Code, relating to special educational programs for culturally disadvantaged children, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 115?

Amendment No. 1

On page 2, lines 29, 30 and 31 of the printed bill, as amended in Senate March 8, 1963, strike out “or any program otherwise coming within the provisions of this article which was established prior to the effective date of this article”.

Amendment No. 2

On page 4, line 2, strike out “his duties under”, and insert “duties assigned to the department under the provisions of”.

Amendment No. 3

On page 5, strike out lines 41 to 49, inclusive, and insert “members. Eleven of the members shall be appointed by and serve at the pleasure of the Governor, and shall be selected by him on the basis of their demonstrated interest in the problems of culturally disadvantaged minors. Six of the members appointed by the Governor

shall be selected from among persons in administrative and teaching or academic positions in the public school system or in public higher education, and five shall be selected from the public generally.

6460.1. The other four members shall consist of two Members of the Assembly appointed by the Assembly Committee on Rules, and two Members of the Senate appointed by the Senate Committee on Rules.

The Members of the Legislature appointed to the committee shall participate in the activities of the committee to the extent that such participation is not incompatible with their respective positions as Members of the Legislature. For the purposes of this act, such Members of the Legislature shall constitute a joint interim investigating committee on the subject of this act and as such shall have the powers and duties imposed upon such committees by the Joint Rules of the Senate and Assembly.

6460.2. The chairman and vice chairman of the committee shall be designated by the Governor from among the 15 members."

Amendment No. 4

On page 6, line 1, before "The members", insert "6460.3."

Amendment No. 5

On page 6, line 5, before "The committee", insert "6460.4."

Second Set of Amendments to Senate Bill No. 115

On page 6, between lines 29 and 30, of the printed bill, as amended in Assembly March 20, 1963, insert

"6460.5. All meetings of the committee shall be open and public, and all persons shall be permitted to attend any meetings of the committee."

Third Set of Amendments to Senate Bill No. 115

Amendment No. 1

On page 3, lines 48 and 49, of the printed bill, as amended in Assembly March 20, 1963, strike out "Superintendent of Public Instruction", and insert "Governor, subject to Senate confirmation,".

Amendment No. 2

On page 5, line 37, strike out "15", and insert "17".

Amendment No. 3

On page 6, line 4, strike out "four", and insert "6".

Amendment No. 4

On page 6, lines 5 and 6, strike out "Assembly Committee on Rules, and", and insert "Speaker,".

Amendment No. 5

On page 6, line 7, after "Rules", insert ", and two lay members, one each appointed by the Speaker of the Assembly and the Senate Committee on Rules".

Amendment No. 6

On page 6, line 17, strike out "15", and insert "17".

Fourth Set of Amendments to Senate Bill No. 115

Amendment No. 1

On page 5, lines 3 and 4 of the printed bill, as amended in Assembly March 27, 1963, strike out "on the basis of urgency or need".

Amendment No. 2

On page 5, strike out lines 9 to 17, inclusive.

Fifth Set of Amendments to Senate Bill No. 115

Amendment No. 1

On page 3, line 51, of the printed bill, as amended in Assembly April 1, 1963, strike out "The Governor, subject to Senate confir-"; strike out line 52; on page 4, strike out line 1; and in line 2, strike out "pensatory Education, and provide him", and insert "The chairman of the Advisory Committee on Compensatory Education shall appoint a Consultant on Compensatory Education, subject to approval by a

majority vote of the members of the Advisory Committee on Compensatory Education. The Department of Education shall provide the Consultant on Compensatory Education".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 115 by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon Symons, Weingand, and Williams—33.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 53—An act to amend Section 5201 of the Vehicle Code, relating to license plates.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 53?

Amendment No. 1

On page 1, line 9, of the printed bill, as amended in Senate February 27, 1963, strike out "which is not of a type approved by the California High-"; and in line 10, strike out "way Patrol".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 53 by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAtter, Miller, Murdy, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—31.

NOES—Senators Lagomarsino and Schrade—2.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 621—An act to add Chapter 4 (commencing with Section 25500) to Division 13 of the Elections Code, relating to candidates for legislative offices.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 747—An act to amend Section 14207 of the Elections Code, relating to the hours for voting.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "14207", and insert "14208".

Amendment No. 2

On page 1, line 1, strike out "14207", and insert "14208".

Amendment No. 3

On page 1, strike out lines 3 to 8, inclusive, and insert "14208. By resolution adopted prior to the publication of notice of an election, the election board of any city, or the board of supervisors of any county, may

provide that the polls shall be opened at 7.00 o'clock a.m. of the day of any election, including any primary election, and be kept open until 8.00 o'clock p.m. of the same day, when the polls shall be closed, except as provided in Section 14436."

Amendments read, and adopted.

Bill ordered printed, engrossed and to third reading.

Senate Bill No. 643—An act to add Sections 4016, 4017, 4018, 4019, 4100, 4105, 4106, 4107, 4108, 4109, 4110, 4150, 4153.1, 4159.5, 4161.5, 4167, 4169, and 4170 to, to add Article 2 (commencing with Section 4051) to Chapter 1 of, and to add Chapter 7 (commencing with Section 4850) and Chapter 10 (commencing with Section 4890) to, Division 4 of, to amend Sections 4101, 4151, and 4153 of, and to repeal Sections 4105 and 4167 of, the Public Resources Code, to add Chapter 4 (commencing with Section 14500) Part 5, Division 3, Title 2 of the Government Code, to amend Section 13002 of the Health and Safety Code, to add Section 101.6 to the Streets and Highways Code, and to add Section 1817 to, and amend Section 23111 of the Vehicle Code, relating to fire prevention and control.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 2, line 33, of the printed bill, as amended in Senate March 29, 1963, after "terials.", insert "'Rubbish dump" does not include slash from timber operations or the temporary piling of flammable materials which have accumulated from clearing while the construction or operation is in progress in conjunction with public works, utility, or other industrial projects where such accumulation is located wholly within the exterior limits of such projects."

Amendment No. 2

On page 4, line 43, strike out the second comma.

Amendment No. 3

On page 6, line 22, after "land.", insert "This subdivision (b) shall not apply to blasting performed in connection with the construction of a highway where such blasting is performed wholly within the limits of the right of way of such highway and where detonation is performed solely by electrical means."

Amendment No. 4

On page 8, line 13, strike out "another agency government", and insert "counties or the United States Forest Service".

Amendment No. 5

On page 8, strike out lines 35 and 36; and in line 37 strike out "purposes", and insert "of the Division of Forestry or personnel in its employ".

Amendment No. 6

On page 12, line 10, after "shall", insert "design".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 643

Amendment No. 1

On page 2, line 16, of the printed bill, as amended in Senate March 29, 1963, strike out "hazardous", and insert "hazard".

Amendment No. 2

On page 4, line 43, strike out the third comma.

Amendment No. 3

On page 6, line 7, after "contract", insert "or upon federal lands administered by the United States Departments of Agriculture or Interior".

Amendment No. 4

On page 6, line 15, after "representative", insert "or the authorized federal officer on federal lands administered by the United States Departments of Agriculture or Interior".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 41—An act to amend Section 5829.1 of the Public Resources Code, relating to small craft harbors.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 269—An act to amend Section 315 of the Elections Code, relating to affidavits of registration.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 209—An act to add Section 8408.5 to the Elections Code, relating to county central committees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 265—An act to repeal Section 8404 of, and to amend Section 8405 of the Elections Code, relating to county central committees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 659—An act to amend Section 18533 of the Elections Code, relating to the recount of ballots.

Bill read second time, and ordered to third reading.

Assembly Bill No. 942—An act to amend Section 9313 of the Public Resources Code, relating to soil conservation.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 943—An act to add Section 9272.5 of the Public Resources Code, relating to soil conservation districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 944—An act to amend Sections 9156, 9315, 9317.13, 9508, 9526, 9550, 9605, and 9713 of the Public Resources Code, relating to soil conservation.

Bill read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 662—An act to add Section 25100.5 to the Corporations Code, and to add Section 11004.5 to the Business and Professions Code, relating to corporate securities.

Motion to Pass on File

Senator Regan moved that Senate Bill No. 662 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 162—An act to amend Section 707 of the Welfare and Institutions Code, relating to crimes of minors.

Motion to Pass on File

Senator Lagomarsino moved that Senate Bill No. 162 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 813—An act to add Sections 2504.1, 2584.1, and 25458.6, to the Education Code, relating to junior college district organization.

Bill read third time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 2, of the printed bill, as amended in Senate April 4, 1963, between lines 23 and 24, insert

"The portion of a joint union high school district excluded from a proposed junior college district may be excluded only for the purpose of becoming a part of another contiguous junior college district. If the excluded portion fails to become a part of a junior college district within a period of three years after its exclusion it shall become a part of the junior college district of which the joint union high school district is a component. Any portion of a joint union high school district excluded from a newly formed junior college district under provisions of this section may be included in a proposal to form a new junior college district or annexed to a contiguous junior college district under provisions of Chapter 7 (commencing with Section 2551) or Chapter 9 (commencing with Section 3001) of Division 5 of this code."

Amendment No. 2

On page 2, between lines 42 and 43, insert

"The portion of a joint union high school district excluded from a proposed junior college district may be excluded only for the purpose of becoming a part of another contiguous junior college district. If the excluded portion fails to become a part of a junior college district within a period of three years after its exclusion it shall become a part of the junior college district of which the joint union high school district is a component. Any portion of a joint union high school district excluded from a newly formed junior college district under provisions of this section may be included in a proposal to form a new junior college district or annexed to a contiguous junior college district under provisions of Chapter 7 (commencing with Section 2551) or Chapter 9 (commencing with Section 3001) of Division 5 of this code."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Concurrent Resolution No. 43—Relative to the preservation of ancient Indian burial grounds and artifacts and relics of Indian culture in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl,

Lagomarsino, McAteer, Murdy, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—31.

Noes—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 756—An act to amend Section 1060 of the Government Code, relating to residence and offices of state officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

Ayes—Senators Backstrand, Bagovich, Bradley, Burns, Cameron, Christensen, Delwig, Farr, Geddes, Gibson, Grunsky, Holmblad, Lagomarsino, McAteer, Murdy, Nisbet, Quick, Schrade, Sedgwick, Stiern, Symons, and Williams—22.

Noes—Senators Arnold, Cooley, Collier, Donnelly, Miller, O'Sullivan, Rattigan, Regan, Rodda, Sturgeon, and Weingand—11.

Bill ordered transmitted to the Assembly.

Senate Bill No. 633—An act to amend Sections 5900, 5980, 5981, 5988, 5989, 8991, 5992, 5993, and 6020 of, to amend the heading of Article 3 (preceding Section 5980) and Article 4 (preceding Section 6020) of Chapter 3, Part 1, Division 6 of, to repeal Sections 5983, 5984, 5985, 5986, and 5987 of, the Fish and Game Code, relating to fish screens.

Bill read third time.

The President announced there were amendments at the Desk to Senate Bill No. 633.

Motion to Print Amendments

Senator Arnold moved that the following proposed amendments to Senate Bill No. 633 be printed in the Journal and consideration be continued until the next legislative day.

Motion carried.

Proposed Amendments to Senate Bill No. 633

Amendment No. 1

On page 2, line 14, of the printed bill, as amended in Senate March 29, 1963, after the period, insert "This article shall apply only in those cases where a screen or screen and bypass is necessary to prevent anadromous or trout fish from passing into a conduit."

Second Set of Proposed Amendments to Senate Bill No. 633

Amendment No. 1

In line 5 of the title of the printed bill, as amended in Senate March 29, 1963, strike out "5983,".

Amendment No. 2

In line 5 of the title, after "of," insert "and to repeal and add Section 5983 of,".

Amendment No. 3

On page 2, between lines 46 and 47, insert

"SEC. 5.5. Section 5983 is added to said code, to read:

5983. The owner of the conduit shall bear the cost of any screen or screen and bypass required for a conduit with a maximum flow capacity over 250 cubic feet per second of water.

The owner of the conduit and the department shall each pay one-half of the cost of any screen or screen and bypass for a conduit with a maximum flow capacity over 25 cubic feet per second but less than 250 cubic feet per second of water."

Amendment No. 4

On page 3, line 33, after "owner", insert ", or with the cost borne one-half by the owner and one-half by the department, pursuant to Section 5983."

Amendment No. 5

On page 4, line 2, strike out "that", and insert "his share of the".

Amendment No. 6

On page 4, line 5, after "section", insert "payable by the owner pursuant to Section 5983".

Third Set of Proposed Amendments to Senate Bill No. 633

Amendment No. 1

On page 3 of the printed bill, as amended in Senate March 29, 1963, strike out lines 43 to 48, inclusive, and insert

"5991. In the event the owner fails to install a screen in accordance with the provisions of this article, the department may construct and install such screen."

Amendment No. 2

On page 4, strike out line 28; and in line 29, strike out "pair, and", and insert "The department shall arrange with the owner the methods and procedures for maintaining and keeping the screen in repair, and in the event the department performs the maintenance, it".

Amendment No. 3

On page 4, line 37, after "debris", insert "when not otherwise provided for by the agreement with the owner".

Senate Bill No. 497—An act to amend and renumber Section 143.01 of the Welfare and Institutions Code, relating to public assistance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Miller Presiding

At 4.05 p.m., Senator George Miller, Jr., of the Seventeenth Senatorial District, presiding.

Senate Bill No. 79—An act to add Sections 13101.1, 13101.2, 13101.3, 13101.4, and 13101.5 to, and amend Sections 13102, 13103, 13108, and 13173 of, the Education Code, relating to the licensing of school personnel.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 371—An act to add Title 7.1 (commencing with Section 66500) to the Government Code, relating to the Bay Area Transportation Study Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 412—An act to amend Section 188.3 of the Streets and Highways Code, relating to the State Highway Fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 485—An act to amend Section 13386 of, and to add Sections 13301.1, 13386.2, 13386.3, 13386.4, 13386.5, 13386.6, 13386.7, 13386.8, and 13386.9 to, the Health and Safety Code, relating to clothes cleaning equipment and establishments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 32—Relative to small craft harbors.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

By Senators O'Sullivan, Arnold, Murdy, and Teale:

Senate Resolution No. 100

Relative to the East Wilmington Oil Field

WHEREAS, The State Lands Commission is being requested pursuant to law to approve various documents drawn by the City of Long Beach preparatory to offering

the so-called E. Wilmington Oil Field within those lands held in trust for the State by the city for bid for the extraction of oil, gas and hydrocarbons therefrom; and

WHEREAS, Said field contains an estimated 1.5 billion barrels of oil, the largest known oil reserve in the western hemisphere; and

WHEREAS, Many questions have been raised pertaining to the form of the proposed field contract and unitization agreement relating to the economic effect of such contract and agreement upon the interests of the State and the oil and gas industry; and

WHEREAS, It is not clear whether information available is sufficient to permit an objective evaluation of the effect of such contract and agreement; now, therefore, be it

Resolved by the Senate of the State of California. That the State Lands Commission be requested to withhold until May 15th, 1963 its determinations with respect to all of the documents relating to a bid offering by the City of Long Beach for the extraction of oil, gas and hydrocarbons from the East Wilmington Oil Field; and be it further

Resolved. That the State Lands Commission be encouraged to continue public hearings and reviews by its staff relating to such existing or proposed documents, recognizing the value of such hearings and review to insure maximum participation by all those who may be concerned and who may aid in a final determination of the most appropriate approach for such extraction which will be to the maximum equitable benefit to the State, the City of Long Beach, and the industry; and be it further

Resolved. That the Senate Rules Committee assign this resolution for study to the General Research Committee of the Senate, directing such committee to make a thorough physical, legal and economic appraisal of the proposed oil, gas and hydrocarbon extractions, as expeditiously as possible, and to report its recommendations thereon to the Senate at this session of the Legislature; and be it further

Resolved. That the Secretary of the Senate be directed to distribute copies of this resolution to each member of the State Lands Commission.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—33.

NOES—None.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 344—An act to amend the heading of Article 2 (commencing with Section 32670) of Chapter 3, Part 8, Division 12 of, to amend Sections 32653, 32670, 32671, 32672, 32690, and 32715 of, and to add Chapter 2.5 (commencing with Section 37600) to Part 8 of Division 13, Chapter 2.5 (commencing with Section 48300) to Part 10 of Division 14, Chapter 2.5 (commencing with Section 60420) to Part 7 of Division 18, and Chapter 5.5 (commencing with Section 72540) to Part 10 of Division 20, of the Water Code, and to add Section 27.8 to the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), Section 40.5 to the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), and Section 49.6 to the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931), relating to consolidation of water districts.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 493—An act to add Section 54916 to the Government Code, relating to filing of statement of creation of a California water district, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Stiern.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 319—An act to amend Section 270.5 of the Labor Code, relating to security for wages in logging operations.

Bill read third time, and presented by Senator Regan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 798—An act to amend Section 3078 of the Labor Code, relating to apprenticeship.

Bill read third time, and presented by Senator McAtter.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 890—An act to amend Sections 11800, 11802 and 11803 of the Vehicle Code, relating to vehicle salesmen licenses.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 535—An act to amend Section 31407 of the Vehicle Code, relating to farm labor vehicles.

Bill read third time, and presented by Senator Backstrand.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 339—An act to amend Section 1000 of the Probate Code, relating to preliminary distribution of estates.

Bill read third time, and presented by Senator Lagomarsino.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 490—An act to add Section 27200.1 to the Elections Code, relating to recall of special district officers.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 370—An act to add Part 12 (commencing with Section 15900) to Division 3 of Title 2 of the Government Code, relating to the economic policy of the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 509—An act to repeal Part 6 (commencing with Section 35800), Division 24 of the Health and Safety Code, relating to housing for elderly persons of low income.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 413—An act to amend Sections 12154, 12155, and 12157 of the Fish and Game Code, relating to forfeiture of bail.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 563—An act to amend Section 7162 of the Fish and Game Code, relating to sport fishing licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 741—An act to amend Sections 8210 and 8211 of the Fish and Game Code, relating to salmon.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 708—An act to amend Section 1944 of the Labor Code, relating to the employment of alien librarians by any college or university supported in whole or in part by the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 855—An act to amend Sections 33230, 33231.5 and 33232 of the Health and Safety Code, relating to community re-development law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams.—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 511—An act to amend Section 9006 of the Welfare and Institutions Code, relating to community mental health services.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Weingand, and Williams.—30.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1154: By Senator Collier—An act to provide for the dissolution of the Golden Gate Bridge and Highway District and the transfer of all property and assets of the district to the Department of Public Works, and in this connection to repeal Part 3 (commencing with Section 27000) of Division 16 of the Streets and Highways Code, and making an appropriation.

Referred to Committee on Transportation.

Senate Bill No. 1155: By Senator Holmdahl—An act to amend Section 4707 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1156: By Senator Rattigan—An act to amend Sections 595 and 1054.1 of the Code of Civil Procedure, relating to continuances in judicial and administrative proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 1157: By Senator Rattigan—An act to amend Section 20360 of the Government Code, relating to optional membership in the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1158: By Senator Schrade—An act to amend Section 1198 of, and to add Section 1550.1 to, the Labor Code, relating to working hours.

Referred to Committee on Labor.

Senate Bill No. 1159: By Senator Sedgwick—An act to amend Section 7040 of the Insurance Code, relating to county mutual insurance companies.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1160: By Senator Sedgwick—An act to amend Section 5090 of the Insurance Code, relating to county mutual insurance companies.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1161: By Senator Sedgwick—An act to repeal Section 6051 of the Insurance Code, relating to county mutual insurers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1162: By Senator Sedgwick—An act to amend Section 6040.5 of the Insurance Code, relating to mutual insurance companies.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1163: By Senator Bradley—An act to amend Section 6442 of the Streets and Highway Code, relating to the Improvement Act of 1911.

Referred to Committee on Transportation.

Senate Bill No. 1164: By Senator Bradley—An act to add Section 51.1 to the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289, Statutes of 1955), relating to territory included in the Santa Clara-Alameda-San Benito Water Authority.

Referred to Committee on Water Resources.

Senate Bill No. 1165: By Senator Bradley—An act to amend Sections 28, 34, and 193 of the Embarcadero Municipal Improvement District Act (Chapter 81 of the Statutes of the 1960 First Extraordinary Session) and Sections 28, 34, and 193 of the Estero Municipal Improvement District Act (Chapter 82 of the Statutes of the 1960 First Extraordinary Session) relating to municipal improvement districts.

Referred to Committee on Local Government.

Senate Bill No. 1166: By Senator Holmdahl—An act to add Article 5.5 (commencing with Section 5405) to Chapter 8 of Division 2 of the Public Utilities Code, relating to rates of charter-party carriers of passengers.

Referred to Committee on Public Utilities.

Senate Bill No. 1167: By Senator Backstrand—An act to add Chapter 3.5 (commencing with Section 175) to Division 1, Title 1, of the

Government Code, relating to the common boundary between the States of Arizona and California, and ratifying an interstate compact between Arizona and California.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1168: By Senator Geddes—An act making an appropriation to the Department of Water Resources for allocation to the Napa Flood Control and Water Conservation District for expenditure on the Napa River Watershed Protection Project, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 1169: By Senators Rodda and Farr—An act to add Article 8.6 (commencing with Section 8880) to Chapter 6 of Division 7 of, to add Section 17305.6 to, and to amend Section 18352 of, the Education Code, relating to educational television, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 1170: By Senators Williams and Sturgeon—An act to add Chapter 8 (commencing with Section 480) to Division 1 of the Welfare and Institutions Code, relating to county welfare directors.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1171: By Senator Geddes—An act to amend Sections 53201 and 53205 of the Government Code, relating to local agencies.

Referred to Committee on Governmental Efficiency.

Senate Constitutional Amendment No. 23: By Senators Begovich and Teale—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1g to Article XIII thereof, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Senate Joint Resolution No. 17: By Senators Gibson, O'Sullivan, and Geddes (Coauthors: Assemblymen Booth and Young)—Relative to extension of the service area for the Sacramento Valley Canal.

Referred to Committee on Water Resources.

Senate Joint Resolution No. 18: By Senators Murdy and Stiern—Relative to mail order drugs.

Referred to Committee on Public Health and Safety.

ADJOURNMENT

At 5.12 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, April 9, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-EIGHTH LEGISLATIVE DAY

SIXTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, April 9, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Assistant Secretary George B. Beattie at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Let not the solid clink of Judan pieces of silver beguile us into betraying Thee; nor yet allow the fear of men to lead us to deny Thee ere the crowing of the cock. But with steadfast courage and integrity, may we ever follow in Thy footsteps, though they lead but to Calvary. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jack Casey of Bakersfield, and Kathie O'Callaghan of San Francisco.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Samuel Levine of Fremont.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Clarence Knight of Ventura.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Frank Hyman, Jr., of Fort Bragg.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Milton Kramer and daughters, Melanie, Candice and Dorian Kramer.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William Kendrick of Bakersfield.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert Flandrick of Los Angeles, Don Ainar of Torrance, and Stuart and Howard Ray of Burbank.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of First Baptist Church of Los Angeles Group, under the leadership of Don Murguia, Youth Director of the Church: Steve McHargue, Craig Maher, Bob Long, Rick McKnight, Bill Kilgore, Bradley Thompson, Jim Long, Louis Sever, Mike McGee, Charles Horton, Rodney Groce, Lynn Ritchard, John Townsend, Tina Bennett, Chris Louie, Kathy Lyons, Barbara Sweany, Donna Welton, Wilma Bequer, Linda Williams, Suzanne Stanton, and Leslie Gibbard.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William Barker of Salinas, Milton S. Rianda of Soledad, Henry L. Signorotti of Greenfield, Mr. and Mrs. M. G. Da Rosa and Mr. Manuel Baniel of King City, Robert McCandliss and Jim McCandliss of Soledad, J. M. Trescony of San Lucas, and R. G. "Bob" Wood of Greenfield.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to David Gibson, Dan Gibson, and Rev. Carroll Gibson, all of Richmond, Liz Drexel and Karl Drexel of Concord, and Mr. and Mrs. Wm. Kretzner of Richmond.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Herman H. Hirschfeld and son Robert, and Mr. Robert Young, all of San Francisco.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Vallemar School of Pacifica, San Mateo County: Mrs. Emily Terkelson, chaperone, and Mr. Donald Beck, chaperone, in charge. *Students*—Allan Gottlieb, Michael Chesson, Michael Woody, Leslie Haney, Kimberly Davis, Sally Wellman, Gemma Graziani, Patricia Lally, and Judith Harney.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William R. Roode of Orange, Merton K. Cameron of Newport Beach, Albert Ogden of Costa Mesa, and Mr. and Mrs. Roy Heybruch of Buena Park.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Phil Phillipe, Frances Phillipe, and Terrance Phillipe, all of Martinez, Howard Silva, Pat Silva, and Tony Silva, all of Concord, Martin White, Maude White, Katherine White, Greg White, and Bob Schneider, all of Orinda, and Anne Stephens of Berkeley.

On request of Senators Bradley and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Andy Herman and Mr. Andy Herman, Jr., of Morgan Hill.

On request of Senators Gibson and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Richard Green, of Vallejo, and Mr. Dan Trolie, of Sacramento.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bruce Goddard and Tom Ellison, both of Oakland.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Earl Morris of Nice, California.

On request of Senators Lagomarsino and Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harry Green of San Diego, who is President of the California Newspaper Publishers Association.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. G. L. Evans, and Mrs. Lee Carbone, Jr., both of Napa.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Clifford Stone of Los Angeles.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Burr Gorman and Mary and Gregg Gorman, all of Fresno.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Los Angeles High School: *Teachers*—Mrs. Mae Seidner, Mrs. Wilma Harper, Miss Mary Reid, Miss Gloria Marchini, Mr. Ed Saraffian, and Mr. William Richmond. *Students*—Honesto Ascueta, David Finkelstein, Dave Garth, John Gottschalkson, Takashi Higa, Wayne Hynson, Leon Moore, Hubert Pitters, Alan Sachs, Virginia Beaumont, Gail Brickman, Patricia Cowan, Bobbi Goldenberg, Jean Golson, Sue Green, Angela Kolios, Naomi Krischer, Eve Laur, Karen Lawson, Snellen Lehnert, Ingrid Lindquist, Alma Lopez, Maria Lopez, Vicki Lyon, Barbara Najjar, Shigeko Nakamura, Sharon Okumoto, Jackie Rosenberg, Nancy Rubin, Ellen Shibayama, Janet Toki, and Carolyn Wardle.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Warren White, Burbank, and daughters Misses Kathy and Jean White; Gay Feather, Northern Rhodesia, A.F.S. Program student; Mr. and Mrs. Robert Sweeney, and Michael and Coleen Sweeney, of Orange County; and Mr. and Mrs. J. D. Smith, and Kim and Jay Smith, of Santa Ana.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Ronda Wilson of Amador City; and Mr. Brian Pond of Sacramento.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dominick A. Seavello.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William Conlin of Nice.

On request of Senators Cobey and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Vicky Keller of Berkeley.

On request of Senators Sedgwick and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Jones and Mr. John Jones, both of Sacramento.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Harwood, Dr. Flint, Dr. DeHart, and Mrs. Zoglin, all from Foothill College; Rick Davis and Jack Cox, of Saratoga; Gary Breazeale, Sunnyvale; Art Rochester, Foothill College; Richard Corsini, Sunnyvale; Wm. Sargent, Palo Alto; Wm. E. Long, Los Altos; and Lloyd C. Hummert, Mountain View.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lucile Hosmer, San Carlos; Mrs. Dorothy Goodknight, Long Beach; Mrs. Harriett Peterson, Tracy; Miss Marlowe Haderer, Menlo Park; Miss Judy Helmick, Menlo Park; Mr. Thomas Baker, San Carlos; Mr. and Mrs. Marvin Greenwald, Belmont; Mr. Jeffrey Greenwald, Belmont; and Miss Susan Greenwald, Belmont.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Raymond Kohl, principal; and the following students of Capay Elementary School of Orland: Guy Bambauer, Gary Compton, Katherine Dillion, Helen Faust, Gary Gray, Carolyn Hall, Tommy Haney, Jean Hutchins, Michiel Lay, William McLaughlin, Anna Osborn LeRoy Radtke, David Reed, Lester Riffle, Tony Sands, Carin Schulz, Christine Schaffer, Fred Vieira, and Robert Williams.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Albert Dixon, principal; and the following students of Hamilton City School: Rodger Akirs, Dale Anderson, Chris Baugher, June Dunning, Wally Davis, June Elmore, John Fiack, Roger Fritter, Jim Fiack, Ralph Gonzales, Sandy Gros, Dianne Henning, Linda Garcia, Jerry Johnson, Randie Napier, Ken Mason, Jim Olivarez, Ricky Pata, Mark Ramirez, Guy Reynolds, Jo Ellen Ross, and Ted Wiley.

On request of Senator Sedgwick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Pleasant Grove Joint Union Elementary School: James Studdard, eighth grade teacher; Mrs. Dean Van Dyke, Mrs. James Ormsby, Mrs. Joseph Dunlap, and Mr. Don Davis, principal. *Students*—Jonathon Burke, Gary Davis, Jimmy Davy, Loren Dunlap, Jimmy Holland, Manuel Kafkars, Grantly Payne, Bryan Quint, Alvin Rice, Charles Roberts, Vern Roberts, Joe Stephenson, Jerry Moore, Robert Van Dyke, Rose Mary Bettes, Connie Christy, Leanne Davis, Colleen Elliott, Joan Johnson, and Dottie Ormsby.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Laurel School of Castro Valley: Mrs. Allie McCallum, Girl Scout leader; Mrs. Josephine Peterson; Johnny Peterson, Nancy Bell, Suzette Blankenship, Kathy Brophy, Susan Brown, Nancy Coopman, Kathy Dos Santos, Kathy James, Pam Karn, Kathy McCallum, Sheryl Morgan, Margie Noia, Gloria Peterson, and Marsha Saling.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and Girl Scouts of Troop No. 301 of Laurel School of Castro Valley: Mrs. Ruth Thompson, leader; Mrs. Thelma Burnett, co-leader; and Mrs. Doy Seng. *Girl Scouts*—Simone Alderette, Hayward; Marilyn Ferguson, Castro Valley; Marian Horton, Hayward; Roberta Nixon, Castro Valley; Ellen Pelton, Hayward; Nancy Richards, Hayward; Renee Seng, Castro Valley; Robyn Thompson, Castro Valley; Christine Vassar, Hayward; Wendy Walton, Hayward; and Jo Ann Nixon, Castro Valley.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and Girl Scouts of Troop No. 234 of Castro Valley: *Leaders*—Mrs. Donna Rhode and Mrs. Molly Quinn. *Girl Scouts*—Lana Rhode, Fern Kirkland, Margo Poore, Charlene Byrd, Mary Quinn, Janice Weyrick, Jane Burch, Marcia Shapland, Ellen Mahoney, Peggy Lucas, Peggy Finch, Kay Reeves, Claire Kenny, Colleen Kenny, Sally Osterhout, and Carol Thieser.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following leader and Girl Scouts of Troop No. 102 of Castro Valley: *Leader*—Mrs. Walter Majeska. *Girl Scouts*—Patricia Dorman, Linda Harrison, Kathleen Majeska, Diane Potter, Susan Wallis, Susan Drewry, Ellen Roberts, Marcia Barnhill, and Renee Andrade.

On request of Senator Quick, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Meadows Union School of El Centro: Harry R. Bohannon, superintendent; Robert Check, vice principal; June Irvine, teacher; and Pauline McConnell, parent. *Students*—Maile Baker, Brenda Bass, Pat Blanton, Cynthia Blevins, Charlene Bryant, Sandra Butler, Eddie Collins, Cleo Green, Mary Helen Gresser, Vickie Griffin, Tommy Havens, Geraldine Lansing, Martha Loera, Faye Locke, Peggy Logsdon, Janet McConnell, Sheryl Meacham, Terry Meacham, Karen Nice, Sharen Nice, Sammy Nichols, Elena Pascual, Paula Simpson, Geneva Smith, Joe Smith, George Tamayo, Patsy Taylor, Terry Van Hoose, John Whitley, Debra Worker, Patty Nale, and Alicia Deem.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Alum Rock Union Elementary School District of San Jose: Miss Jeanne Priest, Mrs. Carol Stretch, Mr. Rusk Potter, Mr. Frank Frisbee and Mr. Charles Ceresa. *Students*—Kay

Barnick, Jack Barreau, Albert Barron, Richard Barron, Peggy Brown, Robert Burchinal, Matilda Calabiano, Robert Casady, Marilyn Catura, Sandy Chambers, John Clandish, Betty DeKoran, Susan Fernandez, Betty Ford, Kathy Franco, Sarah Garetz, Liz Gladding, Nancy Gonzales, Frank Gong, Sandy Guerrero, Kathy Bagliere, Paul Cook, Patrick Gonski, Charles Hood, Ricky Horner, Dirk Jausse, Darwin Jinks, Mark Johnson, Mary Lou Kaptur, Janet Keil, Al Koury, Dandy Kries, Lynn LaRose, Janice Levin, Don Lequiao, Victor Maggi, Sandi Martin, Carl Marvin, Sue Mayner, JoAnne Miller, Tina Nelson, Becky Oldham, Gerry Olson, Nancy Slaughter, Christine Russell, Astrid Olssen, James Padilla, Lope Pena, Beverly Rogers, Jeff Rose, Kathy Rose, Phil Rose, Stella Sakamoto, Diane Sanchez, Monica Solomon, Sheila Stanphill, Susan Strick, Kristine Sundt, Terry Teese, Robert Thumm, Ralph Torres, Diane Tows, Judy VanDeVelde, Shirley Way, Barbara Wooley, Bonnie Zimmerman, and Josephine Caditan.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dennis Kennedy and Mrs. Gerald Kennedy, both of Kentfield.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Don Cook, Orland; Mr. Skip Heager, Orland; and Mr. Meritt Reeter, Sacramento.

On request of Senator Dalwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Bruce Busching, Menlo Park.

On request of Senators Short and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Paces, Susan Earl, Beth Schauss, and Diane Chaffin, all from Sacramento.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Arnold Schenkewil, Republic of South Africa; Alberto de la Vega, Argentina; Ezzan Kuylu, Turkey; Levent Serai, Turkey; Rainald Roesch, Germany; Andres Neg-Boix, Spain; Sanjay Kirtaine, India, and Peter Luthberger, Austria, all foreign exchange students escorted by Mr. Lloyd Davies, Temple City, California.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following retired teachers, all from Stockton: Mr. and Mrs. Edward Esser, Mr. and Mrs. R. L. Garretson, Sr.; Mrs. Charles F. Cooper, Mrs. H. T. Wahl, Florence S. Van Gilder, Len Eakes, Iva B. Capps, Mrs. E. Frank Wilson, Mrs. Lindsay Campbell, Gabrielle M. Heggie, Mrs. Karl Holm, Mrs. Ethel Miller, Mrs. Elizabeth Strong, Ed. B. Kuntz, Bert Van Gilder, Miss Irene Brady, Margaret Kuskendall, Grace Busk, J. H. Juntl, Esther L. Lipsey, K. McNamara, Mrs. M. T. Schneider, Frances I. Brown, Mary Thomas, Sarah Thomas, Gladys G. Lukes, Wanda Lukes, Ruth Cosgrove, Ethel Thiessen, Alice L. Watson, and Hazel Pampel.

COMMUNICATIONS

The following communication was received and read, and on motion of Senator Burns, ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF EDUCATION
SACRAMENTO, April 5, 1963

Hon. Hugh M. Burns
President pro Tempore
California Senate
State Capitol, Sacramento

DEAR SENATOR BURNS: Pursuant to Education Code Section 17504, the State Department of Education herewith submits its report on the operation, effect, and the extent of compliance with the provisions of Section 17503.

Sufficient copies are enclosed for each Member of the Senate. Should you desire additional copies of this report, we will be pleased to make them available.

Sincerely yours,

RONALD W. COX
Associate Superintendent
of Public Instruction

Letter of Transmittal ordered printed in the Journal and the report filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 9, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 16
Assembly Bill No. 35

Assembly Bill No. 407
Assembly Bill No. 720

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By BILL GREENE, Assistant Clerk

ASSEMBLY CHAMBER, April 9, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 532

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

ASSEMBLY CHAMBER, April 9, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 29
Senate Bill No. 50
Senate Bill No. 78

Senate Bill No. 85
Senate Bill No. 194
Senate Bill No. 436

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 9, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Bill No. 350

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, April 9, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 27

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Joint Resolution No. 27—Relative to pollution of New River.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 9, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 95
Assembly Bill No. 198
Assembly Bill No. 322
Assembly Bill No. 507
Assembly Bill No. 564
Assembly Bill No. 617
Assembly Bill No. 674
Assembly Bill No. 675
Assembly Bill No. 676
Assembly Bill No. 783
Assembly Bill No. 786
Assembly Bill No. 936

Assembly Bill No. 1037
Assembly Bill No. 1019
Assembly Bill No. 1117
Assembly Bill No. 1119
Assembly Bill No. 1378
Assembly Bill No. 1452
Assembly Bill No. 1459
Assembly Bill No. 1461
Assembly Bill No. 1545
Assembly Bill No. 1573
Assembly Bill No. 1601
Assembly Bill No. 2164

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 95—An act to add Section 6724 to Article 7 of Chapter 1 of Part 4 of Division 6 of the Welfare and Institutions Code, relating to apprehension of persons who have escaped from mental institutions in other jurisdictions.

Referred to Committee on Judiciary.

Assembly Bill No. 198—An act to add Section 13502.5 to the Education Code, relating to salaries of certificated employees.

Referred to Committee on Education.

Assembly Bill No. 322—An act to amend Section 1300.16 of the Agricultural Code, relating to marketing orders.

Referred to Committee on Agriculture.

Assembly Bill No. 507—An act to amend Section 442 of the Agricultural Code, relating to milk and milk products.

Referred to Committee on Agriculture.

Assembly Bill No. 564—An act to amend Section 22352 of the Vehicle Code, relating to speed limits.

Referred to Committee on Transportation.

Assembly Bill No. 617—An act to amend Section 13470 of the Education Code, relating to bereavement leave of absence.

Referred to Committee on Education.

Assembly Bill No. 674—An act to amend Section 6452 of the Revenue and Taxation Code, relating to sales and use taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 675—An act to amend Sections 7403, 7651, 7726, 7727, 8105 and 8351 of the Revenue and Taxation Code, relating to the Motor Vehicle Fuel License Tax Law.

Referred to Committee on Transportation.

Assembly Bill No. 676—An act to amend Sections 8952, 10051, 10052, 10053 of, and to add Sections 8953, 8954, 8955 and 10054 to, the Revenue and Taxation Code, relating to state taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 783—An act to amend Section 644.1 of the Military and Veterans Code, relating to award of the Federal Service Ribbon.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 786—An act to add Section 643.3 to the Military and Veterans Code, relating to awarding of a State Service Ribbon.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 936—An act to amend Sections 13011, 13020, and 13021 of the Water Code, relating to water pollution control.

Referred to Committee on Water Resources.

Assembly Bill No. 1037—An act to amend Section 2229 of the Education Code, relating to the public school system.

Referred to Committee on Education.

Assembly Bill No. 1019—An act to amend Section 6732 of the Business and Professions Code, relating to the practice of engineering.

Referred to Committee on Business and Professions.

Assembly Bill No. 1117—An act to amend Sections 10252.5, 10253.5, and 10305 of the Business and Professions Code, relating to the regulation of real estate and business opportunity licensees.

Referred to Committee on Business and Professions.

Assembly Bill No. 1119—An act to amend Sections 10206, 10223, 10326, and 10586 of, and amend and renumber Section 10222 (as added by Chapter 886 of the Statutes of 1961) of, the Business and Professions Code, relating to real estate, business opportunity, and mineral, oil and gas licensees.

Referred to Committee on Business and Professions.

Assembly Bill No. 1378—An act to add Section 224r to the Civil Code, relating to disbursements in adoption proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 1452—An act to amend Sections 11013.1 and 11013.4 of the Business and Professions Code, relating to subdivided lands.

Referred to Committee on Business and Professions.

Assembly Bill No. 1459—An act to amend Section 43.7 of the Civil Code, relating to personal rights.

Referred to Committee on Judiciary.

Assembly Bill No. 1461—An act to add Section 110 to, and to amend Sections 21804 and 22352 of, the Vehicle Code, relating to alleys.

Referred to Committee on Transportation.

Assembly Bill No. 1545—An act to amend Sections 31230, 31231, and 31233 of the Education Code, relating to scholarships.

Referred to Committee on Education.

Assembly Bill No. 1573—An act to amend Section 11580.2 of the Insurance Code, relating to uninsured motorist coverage.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1601—An act to add Section 19705 to the Government Code, relating to political activities of state employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2164—An act to amend Section 19615.5 of the Education Code, relating to state school building aid, declaring the urgency thereof to take effect immediately.

Referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 103—An act to amend Sections 23201, 23207, 23214, 23215, 23216, 23217 and 23218 of, and to add Section 23225 to, the Government Code, relating to alterations of boundaries of counties, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 174—An act to amend Section 13160 of the Health and Safety Code, relating to fire extinguishers;

Senate Bill No. 453—An act to amend Section 28118 of the Government Code, relating to salaries of county officers;

Senate Bill No. 494—An act to amend Section S30.3 of the Agricultural Code, relating to fruits, nuts, and vegetables;

And reports that the same have been correctly enrolled, and presented to the Governor on the 8th day of April, 1963, at 5.15 p.m.

BURNS, Chairman

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 9—Relative to memorializing Congress to aid the San Francisco Bay Area Rapid Transit District;

Senate Concurrent Resolution No. 40—Approving a certain amendment to the Charter of the City of Bakersfield, County of Kern, State of California, voted for

and ratified by the electors of said City of Bakersfield at an election held therein on the sixth day of November, 1962;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the 9th day of April, 1963, at 9.30 a.m.

BURNS, Chairman

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 16—An act to amend Section 647 of the Code of Civil Procedure, relating to those matters that are deemed excepted to;

Senate Bill No. 113—An act to add Section 39561.5 to, and to amend Section 39581 of, the Government Code, relating to weed abatement, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 295—An act to add Section 7031.5 to the Business and Professions Code, and to amend Section 3800 of the Labor Code, relating to contractors; And reports that the same have been correctly enrolled, and presented to the Governor on the 9th day of April, 1963, at 3.30 p.m.

BURNS, Chairman

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 41

Senate Bill No. 621

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 813

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 747

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 643

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Judiciary

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 190

Senate Bill No. 199

Senate Bill No. 425

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 424

Senate Bill No. 445

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 785

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 8, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 707

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Bill No. 315

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 729

Assembly Bill No. 569

Senate Bill No. 730

Assembly Bill No. 589

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 98

Assembly Bill No. 457

Senate Bill No. 538

Assembly Bill No. 924

Senate Bill No. 1098

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 717

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

COLLIER, Chairman

Above reported bill re-referred to Committee on Judiciary.

Committee on Agriculture

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 887

Assembly Bill No. 553

Assembly Bill No. 601

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

O'SULLIVAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 377

Assembly Bill No. 277

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

O'SULLIVAN, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 681

Assembly Bill No. 766

Senate Bill No. 862

Assembly Bill No. 768

Senate Bill No. 863

Assembly Bill No. 2112

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 761

Assembly Bill No. 1018

Assembly Bill No. 1017

Assembly Bill No. 1023

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 705

Senate Bill No. 779

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 784

Assembly Bill No. 1077

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

Above reported bills ordered to second reading.

Committee on Institutions

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Chairman of the Committee on Institutions, to which were referred:

Senate Bill No. 310

Senate Bill No. 311

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 310

Senator Arnold moved that Senate Bill No. 310 be amended and re-referred to Committee on Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 310—An act to amend Section 2700 of the Penal Code, relating to labor of prisoners.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "Correction", and insert "Corrections".

Amendment No. 2

On page 1, line 14, after "compensation", insert ", if any,".

Amendment No. 3

On page 1, line 16, after "performance", insert ", but in no event shall such compensation exceed thirty-five cents (\$0.35) per hour, or be less than two cents (\$0.02) per hour".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Institutions.

MOTION TO AMEND SENATE BILL NO. 311

Senator Arnold moved that Senate Bill No. 311 be amended and re-referred to Committee on Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 311—An act to amend Section 5091 of the Penal Code, relating to prison production.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 16, of the printed bill, strike out "As used in this"; and strike out lines 17 and 18.

Amendment No. 2

On page 2, line 5, after "state", insert "correctional".

Amendment No. 3

On page 2, line 12, after "state", insert "correctional".

Amendment No. 4

On page 2, line 28, after "state", insert "correctional".

Amendment No. 5

On page 2, strike out lines 31 to 34, inclusive, and insert "tion 5003 of the Penal Code and the number of persons in institutions".

Amendment No. 6

On page 2, strike out lines 37 to 45, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Assembly Bill No. 1069

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1069

Senator Regan moved that Assembly Bill No. 1069 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1069—An act to maintain the Education Code by amending Sections 857, 957, 960, 962, 963, 964, 6652, 6911, 10652, 12408, 12901, 13528, 13554, 15831, 17306, 17703, 19418, 19505, 19632, 20303, 20304, 22601.5, 25392 and 29057, amending and renumbering the heading of Article 1.5 (commencing with Section 2581) of Chapter 7 of Division 5, as added by Chapter 1077 of the Statutes of 1961, the heading of Article 1.6 (commencing with Section 2595) of Chapter 7 of Division 5, as added by Chapter 1215 of the Statutes of 1961, Section 817 as added by Chapter 1133 of the Statutes of 1959, Sections 2581, 2582, 2583, 2584, and 2585 all as added by Chapter 1077 of the Statutes of 1961, and Sections 2595 and 2596 both as added by Chapter 1215 of the Statutes of 1961, and repealing Section 5718.5 as added by Chapter 879 of the Statutes of 1961, Section 5718.5 as added by Chapter 887 of the Statutes of 1961, Sections 13188, 13193, and 13194 all added by Chapter 848 of the Statutes of 1961, and 16864, thereof, relating to institutions of learning, including their establishment, maintenance, government, and operation.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 5 to 16, inclusive, of the title of the printed bill, and insert "numbering Section 817 as added by Chapter 1133 of the Statutes of 1959, Sections 13188, 13193, and 13194 all".

Amendment No. 2

On page 5, strike out lines 5 to 52, inclusive; strike out all of page 6; and on page 7, strike out lines 1 to 15, inclusive.

Amendment No. 3

On page 7, line 16, strike out "19", and insert "8".

Amendment No. 4

On page 7, line 23, strike out "20", and insert "9".

Amendment No. 5

On page 7, line 31, strike out "21", and insert "10".

Amendment No. 6

On page 7, line 49, strike out "22", and insert "11".

Amendment No. 7

On page 8, line 5, strike out "23", and insert "12".

Amendment No. 8

On page 8, line 9, strike out "24", and insert "13".

Amendment No. 9

On page 8, line 25, strike out "25", and insert "14".

Amendment No. 10

On page 9, line 4, strike out "26", and insert "15".

Amendment No. 11

On page 9, line 24, strike out "27", and insert "16".

Amendment No. 12

On page 9, line 38, strike out "28", and insert "17".

Amendment No. 13

On page 10, line 1, strike out "29", and insert "18".

Amendment No. 14

On page 10, line 14, strike out "30", and insert "19".

Amendment No. 15

On page 10, line 40, strike out "31", and insert "20".

Amendment No. 16

On page 11, line 4, strike out "32", and insert "21".

Amendment No. 17

On page 11, line 35, strike out "33", and insert "22".

Amendment No. 18

On page 12, line 1, strike out "34", and insert "23".

Amendment No. 19

On page 12, line 13, strike out "35", and insert "24".

Amendment No. 20

On page 14, line 25, strike out "36", and insert "25".

Amendment No. 21

On page 14, line 38, strike out "37", and insert "26".

Amendment No. 22

On page 14, line 49, strike out "38", and insert "27".

Amendment No. 23

On page 15, line 8, strike out "39", and insert "28".

Amendment No. 24

On page 15, line 15, strike out "40", and insert "29".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Assembly Bill No. 334

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 334

Senator Short moved that Assembly Bill No. 334 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 334—An act to amend Section 4080 of the Business and Professions Code, relating to pharmacy.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, after "therein", insert "and any professional degrees they might hold. No natural person shall be deemed to be beneficially interested in a nonprofit corporation".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 260

Assembly Bill No. 313

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 260

Senator Farr moved that Senate Bill No. 260 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 260—An act to amend Sections 8102, 8103 and 8111 of the Education Code, relating to driver training and driver education courses in secondary schools.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "Driver edu.", and insert "No pupil shall be excused from a class in which he is enrolled to meet the course of study requirements of Section 7700 or from a class in a foreign language, mathematics, or science in order to take instruction in automobile driver education. Pupils may be excused, for the purpose of taking instruction in automobile driver education, from any classes from which excusing for such purpose is not prohibited by this section."

Amendment No. 2

On page 1, strike out lines 9 to 12, inclusive.

Amendment No. 3

On page 1 strike out line 21; and on page 2, strike out lines 1 to 7, and insert "No pupil shall be excused from a class in which he is enrolled to meet the course of study requirements of Section 7700 or from a class in a foreign language, mathematics, or science in order to take instruction in automobile driver training."

Amendment No. 4

On page 2, line 20, after "pupils", insert "who may be excused, for the purpose of taking instruction in automobile driver training, from any classes from which excusing for such purpose is not prohibited by Section 8103."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND ASSEMBLY BILL NO. 313

Senator Donnelly moved that Assembly Bill No. 313 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 313—An act to amend Section 1132 of the Education Code, relating to school districts.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 1132", and insert "Sections 1132 and 1071".

Amendment No. 2

On page 1, after line 11, insert
"SEC. 2. Section 1071 of said code, as proposed to be added by Senate Bill No. 718 of the 1963 Regular Session, is amended to read:

1071. The governing board of any school district may:

(a) Conduct studies through research and investigation as are determined by it to be required in connection with the present and future management, conditions, needs, and financial support of the schools; or join with other school district governing boards in the conduct of such studies.

(b) Install and maintain exhibits of educational programs and activities of the school district at any county fair held in the county in which the district is located

in whole or in part, or at any agricultural district fair held in the county in which the school district is located in whole or in part.

(c) Inform and make known to the citizens of the district, the educational programs and activities of the schools therein.

(d) Subscribe for membership for any school under its jurisdiction in any society, association, or organization which has for its primary purpose the promotion and advancement of public or private education.

(e) Subscribe for membership in, or otherwise become a member of, any *national*, state or local organization of governing boards of school districts or members thereof which has for its primary purposes the promotion and advancement of public education through research and investigation, and the co-operation with persons and associations whose interests and purposes are the betterment of the educational opportunities of the children of the State.

(f) Select a member or members of the board to attend meetings of any society, association, or organization for which the school district has subscribed for membership, or any convention to which it may pay the expenses of any employee.

SEC. 3. Section 2 of this act becomes operative only if Division 4 of the Education Code, as proposed to be added by Senate Bill No. 718 of the 1963 Regular Session is enacted by the Legislature at such session, and in such case at the same time as said Division 4 takes effect, at which time Section 1132 of the Education Code amended by Section 1 of this act is repealed.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 128

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

MOTION TO AMEND SENATE BILL NO. 128

Senator Cobey moved that Senate Bill No. 128 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 128—An act to amend Section 6 of, and to add Section 6.1 to, the Lower San Joaquin Levee District Act (Chapter 1075, Statutes of 1955), relating to the board of directors of the Lower San Joaquin Levee District.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "five", and insert "seven".

Amendment No. 2

On page 2, between lines 6 and 7, insert

"Commencing with the election in 1964, the seven directors shall be selected on a division basis. The seven divisions shall consist of the following territory:

Merced County

Area No. 1 consisting of precincts San Joaquin, Turner, New Era and Cottonwood.

Area No. 2 consisting of precincts Monroe, McSwain No. 1, Raisin, Lincoln and El Nido.

Area No. 3 consisting of precincts Arroyo, Santa Rita, and Miller.
Madera County

Area No. 1 consisting of precincts Ripperdan and Columbia.

Area No. 2 consisting of precincts Bonita, Dairyland, Ash View and Bethel.
Fresno County

Area No. 1 consisting of precincts Dakota, Tranquility, Panoche, Las Deltas, Shain, Bryant and Oro Loma.

Area No. 2 consisting of precinct Poso, which includes the town of Firebaugh.

One director shall be elected from each of the seven divisions of the district, and each director shall be a resident of the division he represents. The voters in a division shall vote only for the director who represents that division."

Amendment No. 3

On page 2, line 7, strike out "five", and insert "seven".

Amendment No. 4

On page 2, line 9, strike out "three", and insert "four".

Amendment No. 5

On page 2, line 10, strike out "two", and insert "three".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 268

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND SENATE BILL NO. 268

Senator Cobey moved that Senate Bill No. 268 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 268—An act to amend Sections 17053, 17117.5, 17150, 17202, 17209, 17265, 17512, 17686, 17687, 17913, 18244, and 18248 of, and to add Sections 17120, 17121, 17122, 17210, 17216.2, 17296, 17416 and 18211 to the Revenue and Taxation Code, relating to personal incomes taxes, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "17117.5".

Amendment No. 2

In line 3 of the title strike out "17120, 17121, 17122".

Amendment No. 3

On page 3, line 3, after "17139", insert "(".

Amendment No. 4

On page 3, strike out lines 18 to 52, inclusive; and on page 4, strike out lines 1 to 9, inclusive.

Amendment No. 5

On page 4, line 10, strike out "SEC. 3.", and insert "SEC. 2."

Amendment No. 6

On page 5, line 22, strike out "SEC. 4.", and insert "SEC. 3."

Amendment No. 7

On page 6, line 6, strike out "SEC. 5.", and insert "SEC. 4."

Amendment No. 8

On page 6, line 38, strike out "SEC. 6.", and insert "SEC. 5."

Amendment No. 9

On page 7, line 27, strike out "SEC. 7.", and insert "SEC. 6."

Amendment No. 10

On page 9, line 13, strike out "SEC. 8.", and insert "SEC. 7."

Amendment No. 11

On page 9, line 33, strike out "SEC. 9.", and insert "SEC. 8."

Amendment No. 12

On page 10, line 19, strike out "SEC. 10.", and insert "SEC. 9."

Amendment No. 13

On page 10, line 37, strike out "SEC. 11.", and insert "SEC. 10."

Amendment No. 14

On page 11, line 16, strike out "state of", and insert "state or".

Amendment No. 15

On page 11, line 24, strike out "SEC. 12.", and insert "SEC. 11."

Amendment No. 16

On page 12, strike out lines 13 to 51, inclusive; strike out all of pages 13 and 14; and on page 15, strike out lines 1 to 43, inclusive.

Amendment No. 17

On page 15, line 44, strike out "SEC. 16.", and insert "SEC. 12."

Amendment No. 18

On page 16, line 5, strike out "SEC. 17.", and insert "SEC. 13."

Amendment No. 19

On page 16, line 12, strike out "SEC. 18.", and insert "SEC. 14."

Amendment No. 20

On page 19, line 18, strike out "SEC. 19.", and insert "SEC. 15."

Amendment No. 21

On page 19, line 25, strike out "SEC. 20.", and insert "SEC. 16."

Amendment No. 22

On page 20, line 25, strike out "Section", and insert "Sections".

Amendment No. 23

On page 21, line 18, strike out "SEC. 21.", and insert "SEC. 17."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 748

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 748

Senator Dolwig moved that Senate Bill No. 748 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 748—An act to provide for the creation of the West Bay Rapid Transit Authority and prescribing the powers and duties thereof; authorizing the authority to construct and operate an inter-urban rapid transit system; providing for the issuance and sale of revenue bonds, and providing for the use of the proceeds thereof for the purposes of this act; and providing for the expenditure of such proceeds and all revenues received from the operation of the system to the uses and purposes set forth herein.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 5 of the title of the printed bill, strike out "revenue".

Amendment No. 2

In line 6 of the title, strike out "and".

Amendment No. 3

In line 9 of the title, after "herein", insert "; and providing for the levy and collection of taxes".

Amendment No. 4

On page 2, lines 10 and 11, strike out "payable out of revenues as provided in this act".

Amendment No. 5

On page 2, line 22, strike out "revenue".

Amendment No. 6

On page 2, line 24, strike out "revenue".

Amendment No. 7

On page 2, strike out lines 28 to 38, inclusive, and insert "SEC. 2.7. "Rapid transit" means the transportation of passengers and their incidental baggage by any means."

Amendment No. 8

On page 3, strike out lines 15 and 16.

Amendment No. 9

On page 3, line 21, strike out "included within the authority", and insert "in which the authority is authorized to operate".

Amendment No. 10

On page 3, line 32, after "county", insert "in which the authority is authorized to operate".

Amendment No. 11

On page 3, line 33, strike out "on -----, at --- a.m.", and insert "on the date prescribed by the Secretary of State pursuant to Section 4.2".

Amendment No. 12

On page 4, strike out lines 7 to 30, inclusive, and insert

"Sec. 4.1. There is hereby created the West Bay Rapid Transit Authority which includes all of the territory in the West Bay counties. The authority shall not, however, transact any business or exercise any of its powers in any county which is included within the authority until and unless the board of supervisors of the county adopts a resolution which declares that there is a need for the authority to operate within the county.

The board of supervisors of a county which first adopts a resolution which declares that there is need for the authority to operate in the county shall transmit a copy of the resolution to the board of supervisors of each of the other counties in the authority and shall file a copy of the resolution with the Secretary of State. Within 60 days after the date of the filing of such resolution with the Secretary of State the board of supervisors of any other county which is included within the authority may adopt and file with the Secretary of State a resolution which declares that there is a need for the authority to operate in such county. If the board of supervisors of any county fails to do so within such 60-day period it may, thereafter, be included within the area in which the authority is authorized to operate in the manner prescribed by Chapter 13.5 (commencing with Section 13.51) of this act.

Sec. 4.2. Not less than 60, nor more than 90, days after the first resolution is filed with the Secretary of State pursuant to Section 4.1, the Secretary of State shall order the board of supervisors of each county which has adopted such a resolution to select, within 30 days after the date of the order, the number of members of the authority which it is authorized to select by Section 4.3. Within the same time, the Secretary of State shall order the city selection committee of each county which has adopted such a resolution to meet on a date, within 30 days after the date of the order, designated by the Secretary of State and select the number of members which the city selection committee is authorized to select by Section 4.3.

Sec. 4.3. If the board of supervisors of only one county adopts a resolution pursuant to Section 4.1, the authority shall be composed of three of the members of the board of supervisors of the county appointed by the board of supervisors and three members of legislative bodies of cities within the county appointed by the city selection committee. If the boards of supervisors of two or more counties adopt such a resolution, the authority shall be composed of the following members:

(a) Two members of the board of supervisors of the City and County of San Francisco, if the board of supervisors has adopted a resolution declaring that there is a need for the authority to operate in such county pursuant to Section 4.1.

(b) One member of the board of supervisors of each of the other counties which has adopted such a resolution.

(c) One member of the legislative body of a city within each county which has adopted such a resolution selected by the city selection committee of the county.

Sec. 4.4. Within 30 days after the first members of the authority are appointed, the members of the authority shall meet in the chambers of the board of supervisors of the county which first adopted a resolution which declared that there was a need for the authority to operate in such county and shall organize as the authority. The date of the first meeting shall be prescribed by the Secretary of State.

Sec. 4.5. The authority is a public corporation of the State of California.

Sec. 4.6. The authority shall not be subject to the jurisdiction of the Public Utilities Commission except with respect to safety rules and other regulations governing the operation of passenger stage corporations and street railroad corporations as contained in General Order No. 98 of the commission or any modification thereof."

Amendment No. 13

On page 4, line 32, strike "-----, 19 ---", and insert "June 1st of the first even numbered year following the date of his appointment".

Amendment No. 14

On page 5, strike out lines 48 and 49.

Amendment No. 15

On page 6, line 15, strike out "within the authority", and insert "in which the authority is authorized to operate".

Amendment No. 16

On page 6, line 40, strike out "within the authority", and insert "in which the authority is authorized to operate".

Amendment No. 17

On page 7, line 5, after "plan", insert ", including costs of such plan and the estimated revenues and method of financing".

Amendment No. 18

On page 7, line 8, strike out "within the authority", and insert "in which the authority is authorized to operate".

Amendment No. 19

On page 7, lines 12 and 13, strike out "within the authority", and insert "in which the authority is authorized to operate".

Amendment No. 20

On page 7, line 16, strike out "within the authority", and insert "in which the authority is authorized to operate".

Amendment No. 21

On page 7, lines 20 and 21, strike out "within the authority", and insert "in which the authority is authorized to operate".

Amendment No. 22

On page 7, line 24, strike out "within the authority", and insert "in which the authority is authorized to operate".

Amendment No. 23

On page 7, lines 27 and 28, strike out "within the authority", and insert "in which the authority is authorized to operate".

Amendment No. 24

On page 7, line 31, strike out "within the authority", and insert "in which the authority is authorized to operate".

Amendment No. 25

On page 8, line 3, after "counties", insert "in which the authority is authorized to operate".

Amendment No. 26

On page 8, line 15, after "counties", insert "in which the authority is authorized to operate".

Amendment No. 27

On page 8, line 21, after "ties", insert "in which the authority is authorized to operate".

Amendment No. 28

On page 8, line 23, strike out "No publicly owned property shall be taken, or"; and strike out lines 24 to 28, inclusive.

Amendment No. 29

On page 8, line 39, after "counties", insert "in which the authority is authorized to operate".

Amendment No. 30

On page 8, strike out line 46; and in line 47, strike out "ities Commission, the", and insert "SEC. 6.9. The".

Amendment No. 31

On page 9, strike out line 3; and in line 4, strike out "Commission, the", and insert "SEC. 6.10. The".

Amendment No. 32

On page 9, strike out lines 16 and 17; and in line 18, strike out "Utilities Commission, the", and insert "SEC. 6.12. The".

Amendment No. 33

On page 9, strike out lines 22 and 23; and in line 24, strike out "Utilities Commission, the", and insert "SEC. 6.13. The".

Amendment No. 34

On page 9, strike out lines 44 and 45; and in line 46, strike out "Utilities Commission, the", and insert "SEC. 6.16. The".

Amendment No. 35

On page 10, between lines 28 and 29, insert
"SEC. 6.21. The authority may levy and collect, or cause to be collected, upon all taxable property within each county in which it is authorized to operate, taxes for any purpose specified in Chapter 6.5 (commencing with Section 6.51) of this act.

CHAPTER 6.5. TAXATION

SEC. 6.51. The authority may provide for the assessment, levy, and collection of taxes upon all taxable property in each county in which the authority is authorized to operate, for any purpose specified in this chapter, including the sale of property to the authority for delinquent taxes, with penalties, interest, and cost.

SEC. 6.52. If the authority incurs any general obligation bonded indebtedness, or refunding bond general obligation indebtedness, the authority shall levy and collect annually until such bonds are paid, or until there is a sum in the treasury of the authority set apart for that purpose to meet all sums coming due for principal and interest on the bonds as they become due and payable, a tax sufficient to pay the annual interest on the bonds and such part of the principal thereof, including any sinking fund installments required by any of the authority's agreements with its bondholders, as becomes due before the proceeds of a tax levied at the time of the next county tax levy for such purpose will be available.

SEC. 6.53. In addition to any taxes which the authority is authorized to levy pursuant to Section 6.52, at the time of the first county tax levy following the first meeting of the authority, the authority shall levy and collect a tax at a rate of one cent (\$.01) on each one hundred dollars (\$100) of assessed valuation upon all taxable property within each county in which the authority is authorized to operate to pay the preliminary expenses of the authority, including, but not limited to the preparation of the master plan pursuant to Chapter 5 (commencing with Section 5.1) of this act and the calling and conducting of the election thereon.

SEC. 6.54. All assessments shall be made for the authority by the State Board of Equalization and the county assessors, and all taxes shall be collected for the authority by the tax collectors of the counties in which the authority is authorized to operate.

SEC. 6.55. Each county auditor of a county in which the authority is authorized to operate shall, on or before the third Monday in August of each year in which the authority has notified the county auditor that it intends to levy and collect any tax, transmit to the authority a statement in writing showing the total value of all property within the county as equalized.

SEC. 6.56. The authority shall, on or before the first weekday in September, or if such weekday falls upon a holiday then on the first business day thereafter, fix the rate of taxes, designating the number of cents upon each hundred dollars, using as a basis the value of property transmitted to the authority by the county auditors, which rate of taxation shall be sufficient to raise the amount previously fixed by the authority. These acts by the authority shall constitute a valid assessment of the property and a valid levy of the taxes so fixed.

SEC. 6.57. If in the determination of any tax rate a fraction of a cent occurs, the authority may adopt a rate ending in the next higher tenth of one cent (\$.001).

SEC. 6.58. The authority shall immediately after fixing the rate of taxes as above provided transmit to the county auditors of the counties in which the district is authorized to operate a statement of the rate of taxes fixed by the authority.

SEC. 6.59. The authority's taxes so levied shall be collected at the same time and in the same manner as county taxes. When collected the net amount, ascertained as provided in this article, shall be paid to the treasurer of the authority, under the general requirements and penalties provided by law for the settlement of other taxes.

SEC. 6.60. Whenever any real property situate in any county in which the authority is authorized to operate has been sold for taxes and has been redeemed, the money paid for redemption shall be apportioned and paid to the authority by the county treasurer receiving it in the proportion which the tax due to the authority bears to the total tax for which the property was sold.

SEC. 6.61. The compensation to be charged by and paid to any county for the performance of services under this chapter shall be fixed by agreement between the board of supervisors of the county and the authority. The compensation shall in no

event exceed one-half of 1 percent of all money collected for the authority. The compensation collected by the county shall be placed to the credit of the county salary fund.

SEC. 6.62. All taxes levied under this chapter are a lien on the property on which they are levied. Unless the authority has otherwise provided, the enforcement of the collection of such taxes shall be in the same manner and by the same means provided by law for the enforcement of liens for county taxes, all the provisions of law relating to the enforcement of the latter being made applicable to this part, so far as consistent therewith."

Amendment No. 36

On page 14, lines 4 and 5, strike out "City and County of San Francisco", and insert "any county in which the authority is authorized to operate".

Amendment No. 37

On page 15, lines 31 and 32, strike out "the State of California, in and for the City and County of San Francisco", and insert "any county in which the authority is authorized to operate".

Amendment No. 38

On page 15, strike out lines 42 to 44, inclusive, and insert

"CHAPTER 7.5. GENERAL OBLIGATION BONDS

SEC. 7.51. The authority may issue bonds as provided in this chapter for any of the purposes of the authority, including, but not limited to, payments to any private utility pursuant to any contract under which the private utility provides any transit facility or service to the authority.

SEC. 7.52. By resolution, whenever in its judgment it is advisable, the authority may call an election and submit to the voters in each county in which the authority is authorized to operate, the question of whether bonds shall be issued.

SEC. 7.53. The resolution calling the election shall contain:

- (a) A statement of the general object and purpose of incurring the indebtedness.
- (b) Statement of the estimated cost of the proposed work and improvements.
- (c) The amount of the principal of the indebtedness to be incurred therefor.
- (d) The maximum term, which shall not exceed fifty (50) years, that the bonds proposed to be issued shall run before maturity.

(e) The maximum rate of interest to be paid on said indebtedness, which shall not exceed six (6) percent per annum.

(f) A statement declaring whether interest, to be paid upon such bonds during the estimated period of construction of the works of the authority and for three years thereafter, or less, shall be a capital charge, and shall be payable out of the principal sum realized from the sale of bonds, and, if so, to what extent.

(g) An estimate of the taxes required to be levied for all authority purposes, the sources from which such taxes shall be obtained, and the proportion or amount to be derived from each source.

(h) The date on which the bond election will be held, the hours during the day which the polls will be open, and the manner of voting for and against the incurring of such indebtedness; provided, however, the authority shall have no power or authority, within six (6) months after an election at which a proposition submitted to the qualified electors of the authority failed to receive the requisite number of votes as provided in Section 7.61, to call or order another election for incurring any indebtedness for purposes substantially the same as voted upon at such prior election. If the bond election is consolidated with any other election, the hours during which the polls shall be kept open in each county shall be the same as those provided for the election with which the election called pursuant to this act is consolidated and reference to that effect in the resolution shall be sufficient without specifying the particular hours.

SEC. 7.54. Any election submitting the proposition of incurring indebtedness and the issuance of bonds called pursuant to the provisions of this chapter, may be held separately, or may be consolidated with any other election authorized by law, at which the qualified voters of any county, city and county, or city are entitled to vote. However, in the event any such election called pursuant to this chapter is consolidated with any other election, as provided by Chapter 4 (commencing with Section 223300), Part 2, Division 12 of the Elections Code, the provisions of this chapter setting forth the procedure for the calling of the election called pursuant to this chapter shall be complied with, except that the resolution calling such election need not set forth the election precincts or polling places, or the officers of election which shall be the same as those set forth in the ordinance, order, resolution, notice, or other proceeding calling or providing for, or listing or designating the precincts, polling places, and election officers for the election with which the election called pursuant to this chapter is consolidated, and shall refer to such election or to the

ordinance, order, resolution, notice, or other proceeding calling, providing for or giving notice of such election and which sets forth such precincts, polling places, and election officers. Such reference may be made by giving the number or title or date of adoption of such ordinance, resolution or order or to the date or proposed date of any publication of such notice and the name of the newspaper or proposed newspaper in which the notice has been or will be published or by any other definite description. Whenever a bond election called pursuant to this chapter is consolidated with a statewide general election held in any county in which the authority is authorized to operate, references to such general election shall be sufficient for all purposes of this chapter.

SEC. 7.55. Whenever a bond election is called pursuant to this chapter and is not consolidated with any other election the authority shall in its resolution calling such bond election, in addition to all other matters required to be set forth therein:

(a) Specify the precincts or consolidated precincts in each county or portion of a county which are adopted for the purposes of the election and designate the location of the polling places, provided that one or more polling places may be established within the same precinct and separate ballot boxes and separate officers of election provided for each group of electors, which group shall be determined by alphabetical designations and divided into groups as nearly equal in number as practicable.

(b) Specify the names of the officers selected to conduct the election, who shall consist of at least one inspector and two judges in each precinct, but not in excess of six election officers for each polling place.

Whenever the bond election called pursuant to this chapter is consolidated in whole or in part with any other election, the precincts, polling places and election officers need not be set forth in the resolution calling the bond election except only to the extent that any precinct, polling place and election officers established for the bond election differ or are in addition to those established for the election with which the bond election called pursuant to this chapter is consolidated.

SEC. 7.56. Notice of a bond election shall be given by publication of the text of the resolution calling the election and except as provided below the text thereof shall be published once a week in each calendar week for two successive calendar weeks at any time prior to the election (the first publication of which shall be not less than twenty (20) days nor more than ninety (90) days prior to the date fixed for the election) in at least one newspaper of general circulation and in not more than three newspapers, designated by the authority, which are printed and published in each county in which the authority is authorized to operate. That portion of the resolution constituting notice of election as published in each county shall contain only the reference to the precincts, polling places, and election officers in the county or portion of the county in which it is published, and it shall not be necessary to publish any portion of the resolution setting forth precincts, polling places or election officers in any other county. Except for the omission in any county of the reference to the precinct, polling place and election officers in any other county, the text of the resolution as published in each county to constitute notice of said election shall be the resolution in form as adopted by the board. To each resolution published in each county there shall be set forth a notice substantially as follows:

"NOTICE OF ELECTION

Notice is hereby given to the qualified electors of the West Bay Rapid Transit Authority that the Authority has duly adopted a resolution calling a bond election within each county in which the Authority is authorized to operate which is set forth in full below, except only for the omission of the designation of the precinct, polling place and officers of election in any county or portion of a county in which such election is to be held except only the designation of such election details as the same pertain to the county or portion of a county in which the attached resolution is published, which election details are set forth in the following text of the resolution."

If there is no newspaper published in any county in which the authority is authorized to operate, the notice shall be posted in three public places in such county.

SEC. 7.57. All the expenses of holding the election shall be borne by the authority, except when the election is consolidated with another election pursuant to Chapter 4 (commencing with Section 23300), Part 2, Division 12 of the Elections Code in which case the expense borne by the authority shall be that agreed upon by the authority and the other governing body or bodies calling the election.

SEC. 7.58. No error, irregularity or omission in the calling, holding or conducting of any bond election which does not affect the substantial rights of the taxpayers within the authority or the electors voting at any election at which bonds of the authority are authorized to be issued shall invalidate the election or any bonds authorized thereat.

SEC. 7.59. The returns of the election shall be made and the votes shall be canvassed by the county clerk in each county in which the authority is authorized to operate, within thirty (30) days after holding of the election, and the county clerks, respectively, shall certify the result of the election in each county, respectively, to the authority.

SEC. 7.60. At any bond election called pursuant to this chapter, all residents of any county in which the authority is authorized to operate who are qualified electors possessing the qualifications prescribed by the general election laws of the State of California shall be entitled to vote thereat. All bond elections shall be held and conducted as nearly as practicable in accordance with the general laws of the State of California, including provisions with respect to voting by absent voters, but the requirements as to the form of ballots need not apply except to the extent adopted by the authority. Whether a resident of any county in which the authority is authorized to operate is a qualified elector within the authority shall be conclusively determined by the last great register of voters of the county or portion of the county in which the election is held. Except when the bond election is consolidated with any other election, the authority shall designate the hours during which the polls shall be kept open. The polls shall not be opened before 7 a.m. nor kept open later than 8 p.m. and shall be kept open for not less than four hours.

SEC. 7.61. At any bond election two or more propositions for incurring indebtedness may be submitted at the same election in which event the votes cast for and against each proposition shall be counted separately, and whenever three-fifths of the qualified electors voting on any one of such propositions vote in favor thereof such proposition shall be deemed adopted.

SEC. 7.62. Whenever three-fifths of the votes cast at any bond election or on any proposition submitted thereat are in favor of incurring the indebtedness set forth in such proposition, the authority may by resolution at any time it deems proper, or from time to time, provide for the authorization and issuance of the bonds not exceeding the amount authorized at such election.

SEC. 7.63. Bonds may be issued in form payable to bearer, with coupons attached for payment of interest and, if so issued, may be made subject to registration. Bonds issued in bearer form shall constitute negotiable instruments for all purposes under the laws of the State of California. The authority may appoint a registration agent which may be a bank or trust company and authorize such registration agent to maintain books of registry and to register, authenticate and exchange bonds on such terms and conditions and pursuant to such rules and regulations as the authority may provide. The authority may provide for the interchange of coupon bonds for registered bonds and registered bonds for coupon bonds, and may provide that the bonds shall be registered as to principal only, or as to both principal and interest, or otherwise, as the authority may determine.

SEC. 6.64. Coupon bonds may be issued in denominations of one thousand dollars (\$1,000), or multiples thereof, as the authority may determine. Coupon bonds of different denominations shall be exchangeable for coupon bonds of other denominations or for registered bonds on such terms and conditions as the authority may determine, including provisions for the authentication of any bonds issued upon such exchange by the registration agent or other agents appointed by the authority for that purpose.

SEC. 7.65. Registered bonds may be issued without limitation as to principal amount, as may be determined by the authority, except that registered bonds shall be in denominations of one thousand dollars (\$1,000) or multiples thereof. Registered bonds of any denomination shall be exchangeable with bonds, either in registered or coupon form, of other denominations on such terms and conditions as the authority shall determine, including provisions for authentication of bonds issued upon such exchange by the registration agent or other agents appointed by the authority for that purpose, and upon the payment of such reasonable charges as may be prescribed by the authority.

SEC. 7.66. Bonds shall bear interest at a rate of not to exceed 6 percent per annum, payable semiannually, except that interest for the first year or any fraction thereof may be paid in one installment.

SEC. 7.67. The authority may provide for redemption of bonds prior to maturity, on such notice and at such time or times and with such redemption provisions, including premiums, as the district may determine, provided that no redemption premium shall be in excess of 6 percent of the principal amount of the bonds to be redeemed. No bond is subject to call or redemption prior to its fixed maturity date, unless the right to exercise such call and the redemption price are expressly stated on the face of the bond. When bonds have been validly called for redemption and payment of the principal thereof, and the interest thereon accrued to the date of redemption, together with the redemption premium, if any, shall have been made or provided for, interest thereon shall cease.

SEC. 7.68. The authority may provide for the payment of the principal and interest of bonds at any place within the State of California, or at any other place within the United States, which the authority may designate. The place of payment shall be specified in the bonds and payment shall be made in any coin or currency of the United States of America which at the time of payment is legal tender for public and private debts.

SEC. 7.69. Bonds shall bear dates prescribed by the authority.

SEC. 7.70. Bonds may be serial or sinking fund bonds, or in part serially and in part sinking fund bonds, with such maturities and in such amounts annually, semi-annually or otherwise, as the authority may determine at the time of authorizing the issuance thereof.

SEC. 7.71. No bond by its terms shall mature in more than fifty (50) years from its own date, and in the event any authorized issue is divided into two or more series or divisions, the maximum maturity herein authorized shall be calculated from the date on the face of each bond, separately, irrespective of the fact that different dates may be prescribed for the bonds of each separate series or division of any authorized issue.

SEC. 7.72. The authority may divide any authorized issue into one or more series or division and fix different dates and different maturity dates for the bonds of each series or division.

SEC. 7.73. The authority may prescribe the form of such bonds, and of the interest coupons attached thereto. Bonds shall be signed by the chairman of the authority (or such other member of the authority as the authority shall by resolution designate) and countersigned by the secretary of the authority and the seal of the authority shall be affixed thereto. The interest coupons on said bonds shall be numbered consecutively and signed by the treasurer of said authority. The signature on all coupons and one signature on the bonds may be engraved, lithographed, or printed facsimile signature. The seal of the authority may be affixed to any bond by mechanical reproduction of a facsimile thereof. In case any officer whose signature or countersignature appearing on the bonds or coupons shall cease to be such officer before the delivery of such bonds to the purchaser, such signature or countersignature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until the delivery of the bonds. If the authority appoints a registration agent, fiscal agent, or other agent to authenticate bonds, any bond of the authority, whether in coupon or registered form, may be signed by the facsimile signatures of the officers of the authority with a facsimile seal of the authority affixed mechanically or otherwise reproduced thereon, provided that such bonds shall be authenticated by the fiscal agent, registration agent, or other agent appointed by the authority for that purpose. Any agent appointed by the authority to authenticate registered bonds or exchange bonds of different denominations, or coupon bonds for registered bonds, or vice versa, shall be a bank or trust company authorized to transact, and transacting, business in the State of California or the State of New York.

SEC. 7.74. Pending the actual issuance or delivery of bonds, the authority may issue temporary or interim bonds, certificates, or receipts, of any denomination whatsoever, with or without coupon, and in such form as may be prescribed by the authority, to be exchanged for definitive bonds when ready for delivery.

SEC. 7.75. The authority may provide that interest on bonds may be paid out of the proceeds of the sale of the bonds during the actual construction of any project, for the acquisition, construction, or completion of which bonds have been issued, and for a period of not to exceed three years thereafter, as determined by the authority.

SEC. 7.76. The authority shall provide for the payment of the principal of and interest on the bonds by the levy and collection of taxes upon all property in each county in which the authority is authorized to operate subject to taxation by the authority, except that such taxes need not be levied to the extent that the authority deposits in the treasury set apart for that purpose moneys derived from surplus revenues or any appropriations which may be made to it for that purpose or from any other funds howsoever derived.

SEC. 7.77. Any general obligation bonds which shall be issued under the provisions of this chapter shall be legal investment for all trust funds; for the funds of insurance companies, banks—both commercial and savings—and trust companies; and for state school funds; and whenever any money or funds may, by any law now or hereafter enacted, be invested in bonds of cities, cities and counties, counties, school districts, or irrigation districts within the State of California, such money or funds may be invested in the general obligation bonds issued under this chapter, and whenever bonds of cities, cities and counties, counties, school districts, or irrigation districts within this State may, by any law now or hereafter enacted, be used as security for the performance of any act or the deposit of any public moneys, the said bonds issued under this chapter may be so used. The provisions of this

chapter shall be in addition to all other laws relating to legal investments and shall be controlling as the latest expression of the Legislature with respect thereto.

SEC. 7.78. The authority may by resolution at any time, or from time to time, provide for the authorization and issuance of any bonds authorized pursuant to this chapter and for the sale of the whole or any part thereof.

SEC. 7.79. Before making a sale of any of the bonds, notice shall be given by publication once a week, for two weeks, in a newspaper of general circulation in any county in which the authority is authorized to operate, if there is one, and no sale shall be held prior to the expiration of 15 days from the first publication of the notice. Copies of such advertisement may be published in any newspaper or financial publication in the United States and copies may be mailed to recognized investment dealers, banks, investing institutions and statistical organizations, together with any related material pertaining to the authority and its bonds, but no defect in any such additional publication or failure to mail or failure of any person to receive copies of any such materials so mailed shall affect the validity of the sale.

SEC. 7.80. The published notice of sale shall describe the bonds and set forth the terms and conditions of sale, including the following:

(a) It shall state that sealed proposals for the bonds to be sold will be received, opened publicly at the time and place stated in the notice of sale, and not before, and shall be publicly announced.

(b) It shall invite bidders to name the rate or rates of interest to be borne by the bonds, which rate or rates shall be stated in multiples of one-eighth or one-twentieth of 1 percent, but in no event exceed 6 percent per annum, payable as provided in the notice of sale. Bidders may be permitted to bid different rates of interest and to split rates irrespective of the maturities of said bonds, within such limitations as the notice of sale may provide.

(c) It shall state that the bonds will not be sold for less than the par value of such bonds, and accrued interest at the stated rate or rates thereon to date of payment of the purchase price.

(d) It shall state that the bonds will be awarded to the highest responsible bidder or bidders considering the interest rate or rates specified and the premium offered, if any. The highest bid will be determined by deducting the amount of the premium bid (if any) from the total amount of interest which the authority would be required to pay from the date of said bonds to the respective maturity dates thereof at the coupon rate or rates specified in the bid and the award will be made on the basis of the lowest net interest cost to the authority. The lowest net interest cost shall be computed on a 360-day year basis.

(e) It shall require all bidders to deposit a certified or cashier's check, drawn on a bank or trust company transacting business in the State of California, payable to the order of the authority treasurer, in an amount up to, but not exceeding, 2 percent of the par value of the bonds proposed to be sold, to partially secure the authority from any loss resulting from the failure of the bidder to comply with the term of his bid. The specific amount of the good faith deposit required of all bidders will be stated in the notice of sale. The good faith deposits of unsuccessful bidders will be returned by mail or personal delivery at the time of making the award to the successful bidder. No interest will be paid upon deposit made by the successful bidder.

(f) It shall state that the authority shall reject any and all bids which do not comply with the terms of the notice. Any bidder whose bid has been rejected by reason of any irregularity or informality or other defect in the bid shall be disqualified from purchasing the bonds offered pursuant to the notice of sale at any subsequent private sale of the same bonds.

(g) It shall state that if no bids are received, or if the highest bid received is not satisfactory as to price, the authority may reject all bids received, if any, and either re-advertise or sell the bonds at private sale. However, if the bonds are to be sold at private sale, they may not be sold at a price lower than the highest bid received at public sale. Bidders whose bids have been rejected at public sale because of irregularity or informality in their bids will not be permitted to bid at private sale.

(h) It shall state that the authority will take action awarding the bonds or rejecting all bids not later than 24 hours after expiration of the time prescribed in the notice for receipt of proposals, provided that the award may be made after the expiration of the specified time, if the bidder shall not have given the authority notice in writing of the withdrawal of such proposal.

(i) It shall state that delivery of bonds will be made to the successful bidder at a designated office as soon as the bonds can be prepared (but not prior to the date of the bonds). The authority may also provide for delivery of bonds at such place

or places, anywhere in the United States, as may be specified in the notice of sale and for receipt and transmittal of purchase price in cash or bank credits in the form of certified Federal Reserve Bank funds. The cost of printing, engraving, or lithographing the bonds will be borne by the authority.

(j) It shall provide that the successful bidder shall have the right, at his option, to cancel the contract of purchase if the bonds are not tendered for delivery within 60 days from the date of sale thereof, and in such event the successful bidder shall be entitled to the return of the deposit accompanying his bid.

(k) It shall provide that if prior to the delivery of the bonds the income received by private holders from bonds of the same type and character shall be declared to be taxable under any federal income tax laws, either by the term of such laws or by ruling of a federal income tax authority or official, which is followed by the Internal Revenue Service or by decision of any federal court, the successful bidder may at his option prior to the tender of said bonds by the authority, be relieved of his obligation under the contract to purchase the bonds and in such case the deposit accompanying his bid will be returned.

(l) It shall state that there is no controversy or litigation pending or threatened concerning the validity of the bonds to be sold, the corporate existence of said authority, or the title of the officers to their respective offices, and the authority will deliver to the successful bidder a no-litigation certificate certifying to the foregoing as of and at the same time of delivery of the bonds.

(m) It shall state that a legal opinion from a nationally recognized firm of municipal bond attorneys, approving the validity of bonds in all respects, will be furnished to the successful bidder without charge. Such opinions of municipal bond attorneys may be printed on the back of the bonds with or without cost to the successful bidder, as the authority may determine.

SEC. 7.81. The authority may provide for the funding or refunding of outstanding general obligation indebtedness pursuant to this chapter, if any of the following conditions exist:

(a) The authority has indebtedness evidenced by bonds, notes, or other evidences of indebtedness, which according to their terms are subject to call or payment before maturity.

(b) The authority has filed a petition under any bankruptcy law of the United States and refunding of its indebtedness is authorized in the bankruptcy proceedings.

(c) The holder or holders of outstanding indebtedness has consented to exchange such outstanding bonds for refunding bonds bearing a lower rate of interest than such outstanding bonds.

SEC. 7.82. The authority by a two-thirds vote of its members may fund or refund its general obligation indebtedness at, after, or before maturity and issue refunding bonds of the authority to refund the indebtedness evidenced by such outstanding securities.

SEC. 7.83. Refunding general obligations may be issued and may be sold in accordance with the provisions set forth in this chapter for other bonds, except that no election need be called or held for the purpose of authorizing the issuance of refunding bonds and such refunding bonds may be sold and the proceeds thereof applied to the redemption of bonds of indebtedness or may be exchanged at not less than their par value for the evidences of indebtedness to be refunded.

SEC. 7.84. Refunding bonds issued pursuant to this chapter will have the same weight and force and may be used in the same manner as the bonds to be refunded.

SEC. 7.85. The proceeds of any sale of refunding bonds for cash shall be deposited with the treasurer or depository, as determined by the authority, to the credit of the Funding Fund, and applied only to refunding the indebtedness for which the bonds are issued.

SEC. 7.86. Any proceeds of the refunding bonds remaining after the indebtedness has been paid shall be deposited in the fund established for the payment of principal and interest on the refunding bonds and used only for the purpose of paying such principal or interest as it matures.

SEC. 7.87. Refunding bonds may be issued in a principal amount sufficient to provide funds for (a) the payment of the principal of and interest on the bonds, notes or other evidences of indebtedness to be refunded; (b) all expenses incidental to the calling, retirement or payment of the outstanding bonds, notes or other evidences of indebtedness and the issuance of refunding bonds including the difference in amount between the par value of the refunding bonds and any amount less than par; (c) any amount necessary to be made available for the payment of interest upon the refunding bonds from the date of their delivery to the date of maturity or payment of the bonds, notes or other evidences of indebtedness to be refunded out of the proceeds of sale or the date upon which the bonds, notes or evidences of indebtedness to be refunded will be paid pursuant to call and redemption thereof or pursuant to any agreement with the holders thereof for the refunding or exchanging of such

bonds, notes or other evidences of indebtedness; and (d) the premium if any necessary to be paid in order to call and retire the outstanding bonds, notes or other evidences of indebtedness to be refunded. Refunding bonds may be exchanged at not less than their par value and accrued interest for outstanding bonds, notes or other evidences of indebtedness to be refunded thereby.

SEC. 7.88. When sufficient money is in the Funding Fund to redeem one or more outstanding past due bonds, notes or other evidences of indebtedness, or to redeem one or more of the outstanding bonds, notes, or other evidences of indebtedness, which are subject to call or payment before maturity, and which are proposed to be funded or refunded, the treasurer shall publish a notice that he is prepared to pay the bond, note or other evidence of indebtedness (giving its number, if any). The notice shall be published once a week for two weeks in a newspaper of general circulation in any county in which the authority is authorized to operate, if there is one. Copies of such advertisement may be published in any newspaper or financial publication in the United States. If the bond, note or other evidence of indebtedness to be called for redemption or refunded is not presented for redemption on or before the date specified for redemption, as set forth on the face of such outstanding bond, note or other evidence of indebtedness, interest thereon shall cease.

SEC. 7.89. At the same time, the treasurer shall deposit in the post office a copy of the notice, enclosed in a sealed envelope, postage prepaid, addressed to the registered owner of any such bond, note, or other evidence of indebtedness, registered pursuant to this part, whose address appears upon the record in the treasurer's office. If the bond, note, or other evidence of indebtedness is not presented within the time specified in the notice, the interest upon it ceases and the amount due shall be set aside for the payment when presented.

SEC. 7.90. When any outstanding bonds, notes or other evidence of indebtedness are surrendered and paid, the treasurer shall cancel them by endorsing on their faces the amount for which they are received, "Canceled," and the date of cancellation.

SEC. 7.91. The treasurer shall keep a record of bonds, notes, or other evidences of indebtedness redeemed, and report the redemption to the authority. The report shall be made at least once a month, and shall be accompanied by the bonds, notes, or other evidence of indebtedness which have been taken up and canceled.

SEC. 7.92. Any money remaining in the Funding Fund, after all outstanding bonds, warrants, judgments, notes, or other evidences of indebtedness proposed to be refunded have been taken up and canceled, shall be deposited in the fund established for the payment of principal and interest on the refunding bonds and used only for paying such principal or interest as they mature."

Amendment No. 39

On page 16, line 29, strike out "except that the authority and the property thereof"; and strike out lines 30 and 31, and insert a period.

Amendment No. 40

On page 21, line 36, strike out "revenue".

Amendment No. 41

On page 21, between lines 37 and 38, insert

CHAPTER 13.5. ANNEXATION OF COUNTIES

SEC. 13.51. Any West Bend county which did not adopt a resolution declaring that there was a need for the authority to operate in the county within the time limit prescribed in Section 4.1 may be included within the area in which the authority is authorized to operate by annexation in the manner provided in this chapter.

SEC. 13.52. The board of supervisors of the county proposed to be annexed shall agree in writing with the authority upon the terms and conditions of annexation, which agreement (among other things) may provide for the levy and collection of special taxes within the county in addition to the taxes elsewhere in this act provided for, the fixing of rates, rentals, and charges differing from those fixed or existing elsewhere within the authority, the incurring or assumption of indebtedness, or the making of a payment or payments, or the transfer of property, real and personal, and other assets to the authority by the county.

SEC. 13.53. As a condition of annexation, the authority shall require any county seeking to annex to the authority to reimburse the authority for the county's equitable share of the previously incurred cost of financing capital expenditures within the authority theretofore imposed by taxation on territory in which the authority is authorized to operate. The amount of reimbursement due from such county shall be computed on the following basis: one-half in the proportion that the population of the county bears to the total population of the counties in which the authority is authorized to operate and one-half in the proportion that the assessed value of the real estate of the county bears to the total assessed value of the real

estate of the counties in which the authority is authorized to operate. Determinations of population shall be made by the authority on the latest official information available to it. Determinations by the authority as to the amount of capital expenditures shall be conclusive in each case.

SEC. 13.54. As an alternative method of annexation, a petition may be presented to the board of supervisors of a county proposed to be annexed, signed by qualified electors of the county, in number to at least ten (10) percent of the total vote cast at the last general election within the county. The petition shall contain statements and declarations setting forth the reason for annexation. Such petition may be on separate papers, but each paper shall contain the affidavit of the party who circulated it, certifying that each name signed thereto is the true signature of the person whose name it purports to be. The clerk of the board of supervisors of such county shall compare the signatures with the affidavits of registration and certify to the board of supervisors the sufficiency or insufficiency of such petition. If found and certified by the clerk as being sufficient, such petition shall have all the force and effect of a resolution adopted by the board of supervisors of such county.

SEC. 13.55. Upon receipt of a petition pursuant to Section 13.54, the board of supervisors shall communicate with the authority and negotiate an annexation agreement and hold an election as provided in this chapter.

SEC. 13.56. The agreement shall become effective and be binding upon the authority and the county when approved in the manner set forth in this chapter. The authority shall by ordinance setting forth the agreement at length declare its intention of causing it to be executed by the authority.

SEC. 13.57. The ordinance, together with a notice fixing the time and place for hearing thereon, shall be published once in a newspaper of general circulation published in any county in which the authority is authorized to operate. The time fixed for the hearing shall be not less than thirty (30) nor more than sixty (60) days from the date of the publication of the ordinance.

SEC. 13.58. At the hearing any person interested may file with the authority written objections to the execution of the agreement.

SEC. 13.59. Upon the hearing the authority shall determine whether or not the agreement will be carried into execution and shall hear and determine all objections thereto. Failure of any person interested in the authority or in the matter of the proposed execution of the agreement to show cause in writing pursuant to Section 13.58, constitutes an assent on his part to a change in the boundaries of the area in which the authority is authorized to operate and to the execution of the agreement.

SEC. 13.60. Any hearing on the agreement may be adjourned from time to time by the authority without further notice other than an order to be entered upon the minutes of the meeting fixing the time and place of adjournment.

SEC. 13.61. If no protests are filed or if the protests filed are overruled and denied, the authority shall thereupon by resolution finally approve the agreement and authorize its execution, which shall become effective when executed by the county, duly authorized in the manner provided in this chapter.

SEC. 13.61. When executed by the authority the agreement shall be dated and an executed copy filed with the secretary of the authority. An executed copy shall also be filed with the clerk of the county to be annexed.

SEC. 13.62. At any time after the authority has finally approved the agreement of annexation the board of supervisors of the county to be annexed shall cause an election to be held in the county to determine whether the county will be annexed to the area in which the authority is authorized to operate upon the terms and conditions stated in the agreement.

Notice of election shall be published once a week for two successive weeks (two publications) in a newspaper of general circulation published within the county, and shall either state that a copy of the annexation agreement is on file in the office of the clerk of the county proposed to be annexed, and open to the inspection of all persons interested, or set forth the terms and conditions of the agreement of annexation at length, in the discretion of the board of supervisors calling the election.

SEC. 13.63. The ballots for the election shall contain substantially the instructions required to be printed on ballots for use at general state and county elections and in addition shall set forth the proposition of annexation substantially as follows:

| | | |
|---|-----|--|
| Shall the County of _____ be annexed to the area in which the West Bay Rapid Transit Authority may operate in accordance with and subject to all the terms and conditions of an agreement of annexation dated _____ now on file in the office of the Clerk of _____ County? | YES | |
| | NO | |

SEC. 13.64. If upon a canvass of the election it is found that a majority of all votes cast on the proposition at the election were cast in favor of the annexation,

the proposition and all of the terms and conditions of the agreement of annexation shall be deemed carried and approved by the voters.

Sec. 13.65. If the proposition fails to carry, the result shall be entered upon the minutes of the board of supervisors of the county.

Sec. 13.66. If the proposition receives the vote of the requisite majority of voters, the board of supervisors of the county shall enter in its minutes an order declaring the result of the election and shall thereupon cause the agreement of annexation to be executed by its duly authorized officers.

Sec. 13.67. Upon receipt by the authority of a copy of the agreement of annexation properly executed by the authority and the county proposed to be annexed the authority shall pass a resolution declaring the authority is authorized to operate in the county, and shall cause a certified copy of the resolution to be filed with the Secretary of State. From and after the date of filing of the resolution with the Secretary of State the annexation of the county is complete.

Sec. 13.68. From and after the date of annexation the authority shall levy upon all of the property in the county annexed such taxes, tolls, or charges as are necessary to provide funds for the payment of the indebtedness assumed by the county or otherwise necessary to comply with the terms and conditions of the annexation agreement, all in addition to other taxes authorized elsewhere in this act to be levied and collected.

Sec. 13.69. The validity of any proceedings for the annexation of any county shall not be contested in any action unless the action is brought within three (3) months after the completion of the proceedings."

Amendment No. 42

On page 22, strike out lines 5 to 12, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

MOTION TO CONFIRM GOVERNOR'S APPOINTMENT

Senator Burns moved that the Senate take up at this time for confirmation the following appointment by the Governor, which was reported from the Committee on Rules April 4, 1963, appearing on page 1319 of the Senate Journal, recommending confirmation:

LOWELL NELSON, a resident of Vallejo; former Chief of the Division of Housing, Department of Industrial Relations; former Secretary of the Solano County Central Labor Council and Business Manager of the Solano County Building Trades Council; Vice President of the California State Federation of Labor for 16 years; veteran Member of the Executive Board of the State Building Trades Council;

Member, California Unemployment Insurance Appeals Board, vice Ernest B. Webb, resigned, for the term prescribed by law, ending September 1, 1965.

The roll was called and Lowell Nelson confirmed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Donnelly, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rosen, Rodda, Schrade, Sedgwick, Shaw, Seargent, Simmons, Way, Weingard, and Williams. 23.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Lowell Nelson.

RESOLUTIONS

The following resolutions were offered:

By Senators Lagomarsino, Pittman, and Schrade:

Senate Resolution No. 120

Relative to riding and hiking trails

WHEREAS, In 1945 the California Riding and Hiking Trails Law was enacted (Public Resources Code, Sections 5070-5077) to provide, in part, for "the establishment, development, maintenance, and use of a statewide system of riders' and hikers' trails, both primary and secondary"; and

WHEREAS, This program, as contemplated in 1945, did not envision the great influx of people into California or the resulting loss of trail routes and sites; and

WHEREAS, In 1953 the Senate Interim Committee on Riding and Hiking Trails was established (S.R. 133, 1953 Regular Session) to study this subject and to submit its final report to the 1955 Regular Session, which was done; and

WHEREAS, Riding and hiking trails are of great importance to the State of California because such trails make accessible regions of great natural beauty which could not otherwise be reached; and

WHEREAS, Use of such trails encourages physical fitness, spiritual development, and self-reliance, and aids in reducing juvenile delinquency; and

WHEREAS, The pleasure-horse industry in California accounts for at least \$80,000,000 per year in gross revenues; and

WHEREAS, In our efforts to provide highway facilities for our rapidly expanding population, the inherent right of our citizens to travel from place to place by foot, horse, or bicycle has not received full consideration; and

WHEREAS, Our rapidly developing highway systems, and other developments, public and private, are absorbing routes of travel formerly used by pedestrians, cyclists, and equestrians, without providing replacement routes for such use, thereby reducing the utility of the state riding and hiking trail system and interconnecting public and private trail systems; and

WHEREAS, This subject should again be studied; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Rules Committee is hereby directed to assign the subject matter of this resolution to an appropriate Senate permanent factfinding committee for investigation and study with particular emphasis on (a) the extent of development of the state trail system, (b) the extent to which local public and private trails are, or could be, interconnected with, and used as feeders for, the state trail system, (c) the degree of co-ordination between those public agencies, state and local, which are diverting to other uses property now utilized for riding and hiking trails, with the Division of Beaches and Parks and other agencies administering riding and hiking trails, (d) the degree of co-ordination between the Division of Beaches and Parks and other agencies administering riding and hiking trails, and (e) whether additional financing, legislation, or both, is needed for adequate development of the state trail system; and be it further

Resolved, That the factfinding committee to which the subject matter of this resolution is assigned shall report its findings, together with its recommendations for legislation, further study of this subject, or both, to the Senate not later than the fifth legislative day of the 1965 legislative session.

Resolution read, and referred to Committee on Rules.

By Senator Rees:

Senate Resolution No. 121

Relative to congratulating the City of Compton on the Diamond Jubilee of its Incorporation

WHEREAS, It has come to the attention of the Senate of the State of California that the City of Compton, during the week of May 5-11, 1963, is celebrating its 75th birthday, having been incorporated on May 11, 1888; and

WHEREAS, Compton was the first town to be located on the Temple and Gibson Tract, originally a part of the Rancho San Pedro and the first Spanish rancho grant in Los Angeles County; and

WHEREAS, Compton was founded in 1867 by Griffith Dickenson Compton and other pioneer settlers, being the second oldest American community in Los Angeles County; and

WHEREAS, The City of Compton, having originally been incorporated as a city of the Sixth Class, and having become a chartered city in 1925, has cherished its local independence and right to municipal home rule; and

WHEREAS, The City of Compton, having successfully overcome the serious effects of earthquake and recurring floods, has grown from a small farming community to a modern city of more than 75,000 people; and

WHEREAS, The City of Compton, being centrally located on the coastal plain of Los Angeles County, has always sought to advance the interests of its citizens and of the surrounding area; and

WHEREAS, The City of Compton is presently engaged in the carrying out of plans for expansion and modernization of the entire corporate area; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of this Senate congratulate the City of Compton and the Diamond Jubilee Committee on its 75th Anniversary, and commend its citizenry for their outstanding record of civic achievement, and wish for them a bright and prosperous future; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to the members of the City Council of Compton and the General Chairman of the Diamond Jubilee Committee.

Resolution read and unanimously adopted on motion of Senator Rees.

By Senator Rodda:

Senate Resolution No. 122

Relative to alcoholism and alcoholic rehabilitation

WHEREAS, The incidence of alcoholism in this State is increasing at an alarming rate and as a result great stress is being placed on the present alcoholic rehabilitation programs; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Committee on Rules is directed to assign for study to an appropriate interim committee the subject of alcoholism and alcoholic rehabilitation, including but not limited to the uses to which state money has been placed by local agencies for treatment of alcoholics, the kind of programs provided for by local agencies, and the possible benefits to be derived from an expansion of the state program to assist local agencies in maintaining a program for alcoholic rehabilitation, and to direct such interim committee to report to the Senate its findings and recommendations no later than the fifth calendar day of the 1965 Regular Session of the Legislature.

Resolution read, and referred to Committee on Governmental Efficiency.

SECOND READING OF SENATE BILLS

Senate Bill No. 471—An act to add Chapter 1.9 (commencing with Section 5699) to Division 5 of the Public Resources Code, relating to ratification of the California-Nevada Interstate Park System Compact.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 8, line 7, of the printed bill, as amended in Senate April 3, 1963, strike out "commission", and insert "appropriate state authority".

Amendment No. 2

On page 11, after line 43, insert

"Sec. 2. This act shall become operative only if Senate Bill No. ____ is enacted by the Legislature at its 1963 Regular Session, and in such case, at the same time as said bill takes effect."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 560—An act to amend Section 450 of, and to add Section 450.1 to, the Military and Veterans Code, relating to military courts and disciplinary punishments within the California National Guard, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency.

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate on March 11, 1963, strike out "section 450 of, and to add section 450.1 to," and insert "to amend Section 450 and to add Sections 450.1 and 474 to,".

Amendment No. 2

On page 1, line 16, strike out "However," and insert "Except in the case of the imposition of fines upon officers and warrant officers,".

Amendment No. 3

On page 4, between lines 38 and 39, insert

"SEC. 3. Section 474 is added to said code, to read:

474. The Adjutant General, under procedures established by him and approved by the Governor, and acting through a board of officers appointed by him, may correct any military record of a California National Guardsman when he considers it necessary to correct an error or remove an injustice."

Amendment No. 4

On page 4, line 39, strike out "3", and insert "4".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 366—An act to amend Sections 1129, 1307, 1755.5, and 1760.7 of, and to repeal Section 1760.6 of, the Welfare and Institutions Code, relating to the Youth Authority.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 709—An act to amend Section 13303 of the Revenue and Taxation Code, relating to definition of "estate" or "property".

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Joint Resolution No. 6—Relating to federal legislation for the control of barbiturates and amphetamines.

Resolution ordered engrossed, and to Consent Calendar.

Senate Bill No. 735—An act to amend Sections 570, 1325, 1313.1, and 1356 of the Code of Civil Procedure, to add Section 5011 to the Corporations Code, to amend Section 1056.5 of the Insurance Code, and to amend Sections 3121, 3150, 3162, and 9073 of, and to repeal Section 12313 of, the Financial Code, relating to unclaimed property, and making an appropriation.

Bill read second time.

MOTION TO RE-REFER SENATE BILL NO. 735

Senator Miller moved that Senate Bill No. 735 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 736—An act to amend Section 1516 of the Code of Civil Procedure, relating to unclaimed property.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 601—An act to amend Sections 3020, 3041, and 5076.1 of the Penal Code, relating to the Adult Authority.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 34, of the printed bill, after "granting", insert "or denial".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 693—An act to amend Section 1297 of the Penal Code, relating to bail.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "immediately", and insert "within 10 days".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 924—An act to amend Section 14675 of the Revenue and Taxation Code, relating to inheritance taxation.

Bill read second time, ordered engrossed, and to Consent Calendar.

Motion to Re-refer Senate Bill No. 924

Senator Miller moved that Senate Bill No. 924 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 133—An act to amend Sections 13411 and 13956 of, to add Sections 13443 and 13874 to, to repeal Chapter 10 (commencing with Section 14361) of Part 8 of Division 2 of, and to add Chapter 10 (commencing with Section 14371) to Part 8 of Division 2 of, the Revenue and Taxation Code, relating to inheritance taxes.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 710—An act to amend Section 15402 of the Revenue and Taxation Code, relating to gift tax annual exemption.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 708—An act to amend Section 15807 of the Revenue and Taxation Code, relating to gift tax determinations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 555—An act to amend Section 8020 of, and to add Section 8023.5 to, the Business and Professions Code, and to add Section 68105 to the Government Code, relating to shorthand reporters, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 766—An act to amend Section 8954 of the Business and Professions Code, relating to yacht and shipbrokers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 275—An act to add Section 5016.5 to the Public Resources Code, relating to state-owned beach and park lands.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

In the heading of the printed bill, strike out "Senator Christensen", and insert "Senators Christensen, Begovich, Grunsky, and Petersen".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 198—An act to amend Section 19283 of the Revenue and Taxation Code, relating to personal income tax information.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1081—An act to amend Section 409 of the Probate Code, relating to appointment of administrators with the will annexed.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 549—An act to add Section 1744.2 to the Code of Civil Procedure, relating to conciliation courts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, after "1744.2 to", insert ", and to amend Section 204a of,".

Amendment No. 2

In line 2 of the title, strike out "conciliation".

Amendment No. 3

On page 2, after line 15, insert

"Sec. 2. Section 204a of said code is amended to read:

204a. In any county or city and county having a population of 60,000 or over, a majority of the judges of the superior court of the State of California in and for such county, to assist the judges thereof in making selections of trial jurors, and grand jurors, and whenever in their opinion the business of the court requires it, may, in their discretion, appoint a jury commissioner for such county or city and county and such deputy jury commissioners as the board of supervisors of the county or city and county determines to be necessary. In any county or city and county having a population of 60,000 or over, but less than 217,000, the jury commissioner shall receive a salary of three hundred dollars (\$300) per month, not exceeding, however, one thousand five hundred dollars (\$1,500) in any one fiscal year. In any county or city and county having a population of 217,000 or over, but less than 235,000, the jury commissioner shall receive a salary of five hundred dollars (\$500) per month, not exceeding, however, three thousand dollars (\$3,000) in any one fiscal year. In any county, or city and county having a population of over 235,000 and not over 600,000 the jury commissioner shall receive a salary fixed by the board of supervisors. *In any county or city and county having a population of over 1,000,000 but not over 2,000,000, the jury commissioner shall receive a salary fixed by the board of supervisors.* The salaries of the deputy jury commissioners shall be fixed by the board of supervisors of the county or city and county at a rate equivalent to the salary rate of other county employees holding comparable positions but in no event shall the salary of a deputy be less than two hundred seventy-five dollars (\$275) per month. The jury commissioner and the deputy jury commissioners shall hold office at the pleasure of the majority of the judges of the superior court in and for their respective counties, and their salaries shall be audited, allowed and paid out of the general fund of such county or city and county. The jury commissioner, in the discretion of the board of supervisors, shall also assist in the selection of juries in justices' courts and municipal courts, and, for performing this duty, shall receive additional compensation and help, the amount of which, and the numbers thereof, shall be determined by the board of supervisors.

In any county having a population of less than 60,000, the judge of the superior court or a majority of the judges thereof, to assist the judge or judges thereof in making selections of trial jurors, and whenever in their opinion the business of the court requires it, may, in their discretion, with the consent of the board of supervisors of such county, appoint a jury commissioner for such county and such deputy jury commissioners as are determined to be necessary. The salary of the jury commissioners and deputy jury commissioners shall be fixed by the board of supervisors. The jury commissioner and the deputy jury commissioners shall hold office at the pleasure of the judge of the superior court or a majority of the judges thereof, and their salaries shall be audited, allowed, and paid out of the county general fund. The jury commissioner, in the discretion of the board of supervisors, shall also assist in the selection of juries in justice and municipal courts. The jury commissioner, in the discretion of the board of supervisors, shall also be assigned stenographic duties to assist the superior court judge or judges."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 236—An act to amend Section 23361 of the Revenue and Taxation Code, relating to the filing of consolidated tax returns for corporate tax purposes.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 531—An act to add Section 24.5 to the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), relating to water conservation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Assembly March 18, 1963, after "the", insert "purchase,".

Amendment No. 2

On page 1, line 16, strike out "public and private purposes", and insert "beneficial use".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 598—An act to amend Section 1263 of the Business and Professions Code, relating to clinical laboratory technologist trainees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 6, 1963, strike out "Section", and insert "Sections 1243, 1244, 1260, 1261, and".

Amendment No. 2

In line 2 of the title, strike out "technologist trainees", and insert "technology".

Amendment No. 3

On page 1, line 1, strike out "1263", and insert "1243".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, between lines 2 and 3, insert

"1243. A student or registered clinical laboratory technologist trainee regularly matriculated in any college or university accredited by the [Western College Association, Northwest Association of Secondary and Higher Schools] *Western Association of Schools and Colleges* or an essentially equivalent accrediting agency, as determined by the department, or in any legally chartered school approved by the department or receiving training in any clinical laboratory approved by the department may perform venipuncture or skin puncture as a part of the necessary training program when done under the direct and responsible supervision of a licensed clinical laboratory technologist, clinical laboratory bioanalyst, or physician and surgeon.

SEC. 2. Section 1244 of said code is amended to read:

1244. The provisions of this chapter do not apply to bona fide investigational or consultative clinical laboratory procedures performed by members of the faculty in the course of their employment in institutions accredited by the [Western College Association, Northwest Association of Secondary and Higher Schools] *Western Association of Schools and Colleges* or an essentially equivalent accrediting agency, as determined by the department.

SEC. 3. Section 1260 of said code is amended to read:

1260. The board shall issue a clinical laboratory bioanalyst's license to each person who is a lawful holder of a degree of bachelor of arts or bachelor of science or equivalent degree issued after a full course of resident instruction in one or more established and reputable institutions maintaining standards equivalent, as determined by the department, to those institutions accredited by the [Western College Association, Northwest Association of Secondary and Higher Schools] *Western Association of Schools and Colleges* or an essentially equivalent accrediting agency, as determined by the department, with a major work for such degree in one of the biological sciences and whom the board finds by written, oral, and practical examination to be properly qualified. The board shall establish by regulation the

required courses to be included in the college or university training. The additional prerequisites for entrance into the examination for student laboratory bioanalyst shall be one of the following:

(a) An applicant applying on or after January 1, 1968, must possess a masters degree or an equivalent degree or certification by the department or a higher degree or a bachelors degree plus a minimum of four years experience as a licensed clinical laboratory bioanalyst performing clinical laboratory work encompassing the various fields of clinical laboratory activity in a clinical laboratory approved by the department. The quality and history of this experience as well as the clinical laboratory in which it was obtained, must be satisfactory to the department. The experience is required until the student must have been obtained within the six-year period immediately antecedent to the examination.

(b) For an applicant applying on or after the effective date of the amendments made to the statute at the last Regular Session of the Legislature, a minimum of two years experience, or at least one year of which must have been immediately antecedent to admission to the examination, as a licensed clinical laboratory bioanalyst or as equivalent as determined by the department performing clinical laboratory work encompassing the various fields of clinical laboratory activity in a clinical laboratory satisfactory to the department.

(c) A license issued by this state is provided to read:

1201. The board shall issue a student laboratory bioanalyst's license to each person found to be in training and shall have written, oral, or practical examinations to test if it passed the qualifications of applicants. The examinations for board to issue a student laboratory bioanalyst license shall cover the fields of microbiology, immunology, and hematology, except that the examination for a student license laboratory bioanalyst's license shall be concerned only with the subject of anatomy in which the license is to be given. The minimum prerequisites for entrance into the examination shall be one of the following:

(a) Graduation from a college or university maintaining standards equivalent, as determined by the department to those maintained prescribed by the Western College Association, a four year college of science and biology or an essentially equivalent accrediting agency with a bachelors and a major in clinical laboratory sciences, the last part of which course must have been primarily clinical laboratory practice, practical experience, that if the curriculum did not include practical clinical laboratory work, an applicant as a clinical laboratory bioanalyst trained at the institution as determined by the department in a clinical laboratory approved by the department shall be required to

(b) Individuals from a college or university maintaining standards equivalent, as determined by the department, to those institutions prescribed by the Western College Association, a four year college of science and biology, or an essentially equivalent accrediting agency, with a bachelors and a major in one of the subjects, microbiology or immunology, as long as determined by the department prior to the year of a student laboratory bioanalyst license as the equivalent as determined by the department as a clinical laboratory approved by the department. The part of previous education in a clinical laboratory approved by the department of such experience as if necessary or during training included practical work in clinical microbiology and hematology, or

(c) A minimum of two years of experience as a clinical laboratory bioanalyst trained at the department as determined by the department being clinical laboratory work encompassing the various fields of clinical laboratory activity in a clinical laboratory approved by the department and for applicant license as equivalent quarter hours of laboratory or course work or credit are granted the following courses or equivalent equivalent as long as determined by the department: general laboratory chemistry—4, quantitative analysis—2, legal laboratory medicine—1, hematology—5. Additional college or university work which includes training in the fundamental sciences must be equivalent to at least one of the three years of experience in the case of a student license as equivalent quarter hours for each year of experience—general, practical, and laboratory course work as determined on or after January 1, 1968, shall meet the requirements specified in subdivisions (a) or (b) of this statute at the discretion of or as used by the Council of Medical Education and Research of the American Medical Association and the Board of Registry of Medical Technologists of the American Society of Clinical Pathologists, and the American Society of Medical Technologists, or equivalent accreditation body approved by the Department of Public Health, provided, however, that the total or minimum time of college or university work and practical training and experience in a clinical clinical laboratory be not less than five years or as specified in subdivision (a).

(d) Applicant whose application is found with a certificate issued by such certifying body or body shall notify the department that the standard of the certifying

board on the date that the certificate was issued was in no degree or particular less than that which was required for a technologist license under this chapter on or after January 1, 1962.

SEC. 5. Section 1263 of said code is amended to read:—

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 880—An act to repeal Article 3 (commencing with Section 11200) of Chapter 1 of Part 2 of Division 4 of the Business and Professions Code, and to add Sections 2985.2, 2985.3, 2985.4, and 2985.5 to, and to amend Section 2985 of, the Civil Code, and to add Section 506b to the Penal Code, relating to real estate sales contracts.

Bill read second time, and ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Senator Rees asked for, and was granted, unanimous consent to take up Assembly Bill No. 2112, at this time, for consideration.

CONSIDERATION OF ASSEMBLY BILL NO. 2112

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Rees:

Resolved, That Assembly Bill No. 2112 represents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, considered engrossed, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF ASSEMBLY BILL NO. 2112

Assembly Bill No. 2112—An act to add Section 1741 to the Labor Code, relating to the modification of public works contracts, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Assembly Bill No. 2112—An act to add Section 1741 to the Labor Code, relating to the modification of public works contracts, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Rees.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAttee, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAttee, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Sedgwick:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, April 9, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 1124—An act making an appropriation to the Department of Water Resources for the repair and restoration of the Dagnenne Point Debris Dam on the Yuba River, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR SEDGWICK

Recommendation of Committee on Rules

SENATE CHAMBER, April 9, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Sedgwick:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 1124.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAttee, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Schrade:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, April 9, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Assembly Bill No. 2164—An act to amend Section 19615.5 of the Education Code, relating to state school building aid, declaring the urgency thereof to take effect immediately.

Respectfully submitted,

SENATOR SCHRADER

Recommendation of the Committee on Rules

SENATE CHAMBER, April 9, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Schrade:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Assembly Bill No. 2164.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

Senator Farr Presiding

At 4.18 p.m., Senator Fred S. Farr, of the Twenty-fifth Senatorial District, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS**

Senate Bill No. 662—An act to add Section 25100.5 to the Corporations Code, and to add Section 11004.5 to the Business and Professions Code, relating to corporate securities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman,

Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 162—An act to amend Section 707 of the Welfare and Institutions Code, relating to crimes of minors.

Bill read third time.

Motion to Amend

Senator Lagomarsino moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate April 3, 1963, after "finding", insert "that the offense alleged is punishable as a felony under the general law and".

Amendment No. 2

On page 1, line 8, after "offense" insert ", or that the offense alleged is punishable as a misdemeanor under the general law and that the minor was 18 years of age or older at the time of the alleged commission of such offense,".

Amendments read.

Motion to Print Amendments

Senator Lagomarsino moved that the above amendments be printed in the Journal and consideration continued until the next legislative day.

Motion carried.

Senate Bill No. 813—An act to add Sections 2504.1, 2584.1, and 25458.6, to the Education Code, relating to junior college district organization.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Symons, Teale, Way, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 600—An act to add Title 6 (commencing with Section 1350) to Part 4, Division Second, of the Civil Code, to add Section 783 to the Civil Code, to add Section 752b to the Code of Civil Procedure, to add Section 2188.3 to the Revenue and Taxation Code, and to amend Section 11535 of the Business and Professions Code, and Section 659 of the Civil Code, relating to condominiums.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—Senator Cameron—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 633--An act to amend Sections 5900, 5980, 5981, 5988, 5989, 5991, 5992, 5993, and 6020 of, to amend the heading of Article 3 (preceding Section 59 0) and Article 4 (preceding Section 6020) of Chapter 3, Part 1, Division 6 of, to repeal Sections 5983, 5984, 5985, 5986, and 5987 of, the Fish and Game Code, relating to fish screens.

Bill read third time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate March 29, 1963, strike out lines 43 to 48, inclusive, and insert

"5991. In the event the owner fails to install a screen in accordance with the provisions of this article, the department may construct and install such screen."

Amendment No. 2

On page 4, strike out line 28; and in line 29, strike out "pair, and", and insert "The department shall arrange with the owner the methods and procedures for maintaining and keeping the screen in repair, and in the event the department performs the maintenance, it".

Amendment No. 3

On page 4, line 37, after "debris", insert "when not otherwise provided for by the agreement with the owner".

Amendments read, and adopted.

Further Amendments to Senate Bill No. 633

Motion to Amend

Senator Stiern moved the adoption of the following amendment to Senate Bill No. 633:

Amendment No. 1

On page 2, line 14, of the printed bill, as amended in Senate March 29, 1963, after the period, insert "This article shall apply only in those cases where a screen or screen and bypass is necessary to prevent anadromous or trout fish from passing into conduit."

Amendment read.

ROLL CALL DEMANDED

Senators Grunsky, Schrade and Lagomarsino demanded a roll call.

The roll was called, and the amendment adopted by the following vote:

AYES--Senators Backstrand, Bradley, Cohey, Donnelly, Farr, Grunsky, Lagomarsino, McAteer, Murdy, Petersen, Pitman, Quick, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams--21.

NOES--Senators Arnold, Begovich, Cameron, Christensen, Collier, Dolwig, Gibson, Holmdahl, Nisbet, O'Sullivan, Rattigan, Rodda, Teale, and Weingand--14.

Further Amendments to Senate Bill No. 633

Motion to Amend

Senator Lagomarsino moved the adoption of the following amendments to Senate Bill No. 633:

Amendment No. 1

In line 5 of the title of the printed bill, as amended in Senate March 29, 1963, strike out "5983,".

Amendment No. 2

In line 5 of the title, after "of," insert "and to repeal and add Section 5983 of,".

Amendment No. 3

On page 2, between lines 46 and 47, insert

"SEC. 5.5. Section 5983 is added to said code, to read:

5983. The owner of the conduit shall bear the cost of any screen or screen and bypass required for a conduit with a maximum flow capacity over 250 cubic feet per second of water.

The owner of the conduit and the department shall each pay one-half of the cost of any screen or screen and bypass for a conduit with a maximum flow capacity over 25 cubic feet per second but less than 250 cubic feet per second of water."

Amendment No. 4

On page 3, line 33, after "owner", insert "; or with the cost borne one-half by the owner and one-half by the department, pursuant to Section 5983,".

Amendment No. 5

On page 4, line 2, strike out "that", and insert "his share of the".

Amendment No. 6

On page 4, line 5, after "section", insert "payable by the owner pursuant to Section 5983".

Amendments read.

ROLL CALL DEMANDED

Senators Backstrand, Schrade and Lagomarsino demanded a roll call.

The roll was called, and the amendments adopted by the following vote:

AYES—Senators Backstrand, Bradley, Cobey, Donnelly, Gibson, Grunsky, Lagomarsino, McCarthy, Murdy, O'Sullivan, Pittman, Rattigan, Regan, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, and Williams—21.

NOES—Senators Arnold, Begovich, Cameron, Christensen, Collier, Dolwig, Farr, Holmdahl, McAteer, Miller, Nisbet, Petersen, Quick, Rees, Rodda, Teale, and Weingand—17.

MOTION TO PRINT AND RE-REFER

Senator Miller moved that Senate Bill 633 be printed with the amendments just adopted, and re-referred to the Committee on Finance.

Motion carried.

Senate Bill No. 643—An act to add Sections 4016, 4017, 4018, 4019, 4100, 4105, 4106, 4107, 4108, 4109, 4110, 4150, 4153.1, 4159.5, 4161.5, 4167, 4169, and 4170 to, to add Article 2 (commencing with Section 4051) to Chapter 1 of, and to add Chapter 7 (commencing with Section 4850) and Chapter 10 (commencing with Section 4890) to, Division 4 of, to amend Sections 4101, 4151, and 4153 of, and to repeal Sections 4105 and 4167 of, the Public Resources Code, to add Chapter 4 (commencing with Section 14500) Part 5, Division 3, Title 2 of the Government Code, to amend Section 13002 of the Health and Safety Code, to add Section 101.6 to the Streets and Highways Code, and to add Section 1817 to, and amend Section 23111 of the Vehicle Code, relating to fire prevention and control.

MOTION TO RE-REFER SENATE BILL NO. 643

Senator Miller moved that Senate Bill No. 643 be re-referred to Committee on Finance.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 188—An act authorizing the Department of Parks and Recreation, Division of Beaches and Parks, to exchange property belonging to the State for property belonging to the Santa Cruz Port District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 309—An act to amend Section 5088 of the Penal Code, relating to the Correctional Industries Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 169—An act to amend Sections 10060 and 10061 of the Health and Safety Code, relating to vital statistics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 572—An act to amend Sections 1120, 1121, and 1122, and to repeal Section 1127, of the Welfare and Institutions Code, relating to the Youth Authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1016—An act to amend Section 5050.7 of the Welfare and Institutions Code, relating to the mentally ill.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 35—Relative to merit awards to state employees.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 393—An act to amend Section 79.01 of the Civil Code, relating to premarital blood tests.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 282—An act to amend Section 10433 of, and to add Sections 10575.1 and 10575.2 to, the Health and Safety Code, relating to birth certificates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 916—An act to add Section 3356 to the Health and Safety Code, relating to tuberculosis hospitals and sanatoriums.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman,

Quick, Rattigan, Rees, Regan, Rodda, Sebrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.
 NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1172: By Senator Grunsky—An act to add Section 656 to the Unemployment Insurance Code, relating to unemployment and disability compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1173: By Senator Christensen—An act making an appropriation for the Humboldt County Flood Control Project, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 1174: By Senator Rees—An act to add Part 3 (commencing with Section 30000) to Division 10 of the Public Utilities Code, relating to the Southern California Rapid Transit District.

Referred to Committee on Public Utilities.

Senate Bill No. 1175: By Senator Rees—An act to amend Sections 1.1, 2.7, 2.75, 2.8, 4.8, 4.12, 4.21, 6.1, 6.2, 6.11, 6.12, 9.4, and 9.6 of Chapter 547 of the Statutes of 1957, relating to the Los Angeles Metropolitan Transit Authority.

Referred to Committee on Public Utilities.

Senate Bill No. 1176: By Senator Nisbet—An act to amend Sections 32452, 32471, 32472, 32473, 32513, 32514 and 32553 of, and to add Sections 32402.1, 32470.1 and 32541.5 to, the Water Code, relating to annexations to county water districts.

Referred to Committee on Water Resources.

Senate Bill No. 1177: By Senator McAteer (Coauthors: Assemblymen Foran, Marks, Meyers, Burton, and Gaffney)—An act to amend Section 71142 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 1178: By Senators McAteer and Burns—An act to amend Sections 19483 and 19484 of the Business and Professions Code, relating to horseracing.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1179: By Senator Petersen—An act to add Title 3A (commencing with Section 391) to Part 2 of the Code of Civil Procedure, relating to vexatious litigants.

Referred to Committee on Judiciary.

Senate Bill No. 1180: By Senator Teale—An act authorizing the Department of Water Resources to complete feasibility studies of, and

prepare a feasibility report on the proposed Agua Fria Project and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 48: By Senator Regan—Relative to the Fairs Allocation and Classification Committee.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 49: By Senator McAteer (Co-authors: Assemblymen Gaffney, Burton, Foran, Marks, and Meyers)—Relative to the passing of Ernest L. Smith.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 49, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 49

Senate Concurrent Resolution No. 49—Relative to the passing of Ernest L. Smith.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Longely, Farr, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Mardy, Nisbet, O'Sullivan, Peterson, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Sebrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingard, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 50: By Senator Rodda—Relative to the printing of "California Politics".

Referred to Committee on Rules.

Senate Joint Resolution No. 19: By Senators O'Sullivan, Arnold, Gibson, Cameron, Christensen, Geddes, Sturgeon, Rodda, and Miller—Relative to including Black Butte Dam and Reservoir in the federal Central Valley Project.

Referred to Committee on Water Resources.

ADJOURNMENT

At 5:20 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, April 10, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-NINTH LEGISLATIVE DAY

SIXTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, April 10, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Assistant Secretary George B. Beattie at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAtter, McCarthy, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, Weingand, and Williams—30.

Quorum present.

PRAYER

By invitation of the President, prayer was offered by the Guest Chaplain, Rev. Father Edmund S. O'Neill of Holy Cathedral.

O Almighty and Eternal God, Preserve us by Thy power that we may do no evil, but that all our thoughts, words and actions, being directed by Thy inspiration, may tend only to the fulfilment of Thy holy will. Through Christ Our Lord. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Begovich, on motion of Senator Burns, on legislative business.

Senator Cameron, on motion of Senator Burns, on legislative business.

Senator Lagomarsino, on motion of Senator Burns, on legislative business.

Senator Murdy, on motion of Senator Burns, on legislative business.

Senator Nisbet, on motion of Senator Burns, on legislative business.

Senator Petersen, on motion of Senator Burns, on legislative business.

Senator Quick, on motion of Senator Burns, on legislative business.

Senator Stiern, on motion of Senator Burns, on legislative business.

Senator Symons, on motion of Senator Burns, on legislative business.

Senator Way, on motion of Senator Burns, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Paul Aurignae and Dr. Virgil Traynor, both of San Ardo.

On request of Senators Begovich and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ronda Wilson, Amador City; Page Spinetti, Jackson; Craig Claytor, Ione; Mr. and Mrs. Doug Leisz, Placerville; and Dr. Robert Claytor, Ione.

On request of Senators Begovich and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Lake Tahoe Seven Day Adventist School of Bijou: *Teacher*—Vernon H. Ward. *Adult attendants*—Mrs. Dorothy Spiva and Mrs. Dorothy Bauer. *Students*—Dava Bauer, Mary Alice Bauer, Katherine Boylan, Elaine Neudeck, Curtis Opp, Dennis Opp, Sasie Riley, Lowell Spiva, Charie Patterson, Donald Patterson, Daniel Ward, Ann Wethey, Lois Wethey, Lyle Spiva, and Ruth Wethey.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Chow-hilla Job's Daughters: *Adults*—Theda Bollinger, Helen Dill, Irma Jean Houston, Jean Lewis, Rita Hail, Barbara Henderson, and Bill Mel Hambleton. *Students*—Sharon Roberts, Susan Dougherty, Diana Smith, Benita Bollinger, Charlotte Boomer, Nancy Law, Linda Hoskins, Norma Bennett, Judy Houston, Sandra Mato, Barbara Crader, Linda Olsen, Marilyn Seibel, Ann Dill, Sandra Lucas, Diana Moore, Mary Hoskins, Roberta Ripley, Ina Beth Ripley, Caroline Heer, Sarah Jo Lynd, Judy Lane, Carolyn Boomer, Korlis Upton, Karen Lewis, Vickie Worden, and Peggy Hambleton.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Indian Valley School of Walnut Creek, and St. Mary's School of Walnut Creek: Bonnie Bourke, Chris Behr, Janet Burroughs, Karen Carter, Tina Chase, Lynn Dellaven, Marianne Fraser, Chris Garrison, Mrs. William Garrison, Sharlene Jones, Nina Lane, Lynn LaMayeau, Mrs. Wm. LaMayeau, Yvonne Martin, Peggy McClintock, Mary Anne McElroy, Barbara Mulborn, Linda Mulborn, Mrs. Arthur Mulborn, Toni Neebodoma, Janet Lovegreen, Susan Placey, and Sally Regan.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and members of Citizenship Class of Napa Evening College: *Instructors*—Mr. Hartland Brown, Napa; and Mrs. George H. von Uhlig, Napa. *Students*—Mrs. Jean Bellani, St. Helena; Mr. Geza Kadar and Geza, Jr., Napa; Mr. and Mrs. Aurelio Pedrelli, Napa; Mr. Peter Zwetsloot, Sr., Napa; and Mr. Peter Zwetsloot, Jr., Napa.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Rainbow Girls and Advisers from Monterey County: Judy Hennigan, Gayle Barry, Janice Barnes, Jill Abeloe, Margaret Kelley, Shelley Stantorf.

Edna Brooks, Betsy Beazell, Mrs. James P. Abeloe, Mrs. Herbert Jaenicke, Mrs. Z. J. Muzinich, Frances Bundgard, and Joan Padgett.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and members of the Rainbow Girls: Clarence McCollister, Mrs. W. A. Hughes, Mrs. Joe Milner, Margret Goss, Sharon Webster, Mary Ann Cameron, Cheryl Malick, Carol Stasulat, and Donna Flint.

On request of Senator Rees and Lt. Gov. Anderson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Michael Anderson and David Lange of Los Angeles; also Miss Carole Dyess and Miss Melinda Anderson.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Russell Hightower of Lemoore, and Vern Dudgeon of Avenal.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Darrel and Sallie Burdette, Covina; and Mrs. Homer Stearns, Hayward.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dominic Pensabene and W. H. "Bill" Jones, both of Standard Oil Co., San Francisco.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Corning Elementary School: Leslie Bock, Don Boje, Jerry Butterfield, Kelly Clark, Steve Clark, John Crane, Jeffery Harter, Craig Hedley, Don Jolly, Myron Leary, Jerry Martini, Doug Mills, John Peterson, Phil Pettus, Ed Petty, Richard Powell, Mark Ross, Bruce Russell, Charles Billings, Bill Blankenship, Allen Burt, Ronnie Choy, Philip Christiansen, Gerald Darley, Buzz Diello, James Dudgeon, Clyde Duncan, Mike Dunnegan, Ernest Dyke, Cecil Garcia, Arthur Gordon, Kirk Kingsford, Alfred Rife, Carol Lee Rodriguez, Alvin Roth, Phillip Schmidt, Charles Schneider, Everett Skinner, David Yarbrough, Don Arnold, Gary Buffum, James Carver, Michael Demo, Joe Duncan, Dennis Eagles, Stephen Fox, Joseph Gordon, Gene Kelly, David Lace, Jerry Loff, Randy Prentiss, Danny Powers, Alan Pritchard, Richard Pritchard, Michael Radeliff, Jerry Rand, George Roberts, James Sturgis, Patrick Talley, Daniel Taylor, David Towne, Douglas Widrig, Michael Nelson, Jean Albright, Kris Anderson, Cynthia Bradley, Faye Chittenden, Laura Cooper, Debra Fandrich, Janice Fox, Patricia Greer, Lynda Hempling, Lynn Knight, Marilyn Mason, Karen Murphy, Joanne Oliver, Diana Pettijohn, Cynthia Roush, Karen Stromsness, Alice Sue Thompson, Georgia Vanek, Vivian Walker, Mr. Donald E. Geer, Jackie Barnes, Valanne Blomquist, Margaret Emmons, Karen Fox, Janet Hanks, Janice Hicks, Andrea Love, Carolyn McDonald, Kathy Osborn, Caryl Severson, Judi Sharpe, Janet Talley, Margaretta Talley, Lorna Vinson, Shannon Walker, Diana Brown, Mrs. Ida Hurd, Katherine Bettis, Shirley Bettis, Kathleen Hale, Sandra McGee, Linda Michel, Janet O'Rear, Ann Radford, Norma Radford, Patricia Reed, Velma Webster, Ellen Woolley, Mary Wright, Douglas Hardy, Michael Travis, and Mr. Milton Smith.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Weldon Moss, Jr., Stockton; and Mike Barkett, Jr., Stockton.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Valley Baptist Church of Walnut Creek: Mr. and Mrs. Jack McCririe, Jack Turner, Greg King, John Trumbo, Jose Cardenas, Jim McCleary, Sue Lease, Mary Nelson, Linda Vaughn, Chris Mattson, Carol Perry, Judy Bergman, John Chase, Linda Osborne, Barbara Thompson, Karen Knight, and Joy Croskey.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bill Knapp, from San Jose; Dr. and Mrs. Edwin Mehr and their children, David and Michael, from Santa Clara; Rejeana and Francis Canhape, from San Jose.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ruth Greenman, Peggy Hughell, J. E. Hughell, David Blackford, Jim Hughell, Ellen Greenman, R. A. Greenman, Jr., Tom Blackford, all from Atascadero.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John McCorkell, John Enos, Bert Coffey, Peggy Coffey, I. J. Coffey, Vickie Coffey, Michael Coffey, and Colin Coffey, all of Richmond; John Danilovich, Antioch; Bill Lynch, Bethel Island; Don Pass, Danville; and Mrs. Robert Cramer and Ken Cramer, Walnut Creek.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lloyd L. Waterman, Dora Waterman, Jerry Waterman, Suzette Waterman, Bruce Waterman, and Mrs. E. G. Waterman, all from Escalon.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Laurence Scott of Long Beach.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Martin Carr, Robert Randolph, Robert Pfister, Dr. and Mrs. Robert Gordon, and Stuart Gordon (son), and Arrita Gordon, all of Berkeley.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Walter Zurcher, Patsy, Peggy and Tim Zurcher, Mrs. H. L. Miller, Mrs. M. E. Miller, and Misses Christine and Deborah Miller, all of San Rafael.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following MYF Travel Seminar Members of Trinity Methodist Church: *Adults*—Charles Sheliner, Miss Petrine Kieldsen, and Rev. and Mrs. William M. Black, Bob Beversdorth, Virginia Cruickshank, Carol Curtiss, Janice DeLyser, Pat DeLyser, Sue Farrington, Jan Galliher, Kermit Good, Kathy Groff, Pat Groff, Ted Heesen, John Hitchcock, David Jansen,

David Loy, Pam Melton, Joyce Naftel, Bonnie Ninemire, David Noon, Dan Peters, Bob Rodman, Mike Sanders, Beverly Simpson, Diane Standlea, David Strout, Jeanne Thompson, Judy Traudt, Mike Woodage, and Mike Wilkes.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Gladys Danielson of Los Angeles.

On request of Senator Bradley and Lieutenant Governor Glenn M. Anderson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Alan Parker and children, Billie Lynn and Jonathan, of San Jose.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Howard and Stuart Ray, Burbank; Jim Ashcraft, Carmichael; Don Aimar, Torrance; Barbara Dahms and daughter Barby, Northridge; Mrs. Marie W. Porter, Compton; Mrs. Maude Cleland, Huntington Beach; Robert Soto, La Puente; Howard Woodworth, Phyllis Woodworth, Dennis Woodworth, and Susan Woodworth, all from Los Angeles; Gerhard Rutz, Santa Monica (Switzerland foreign student); Rona Holm, Santa Monica (Norway foreign exchange student); Peggy Thornley, Fair Oaks; Claudia Smith, Fair Oaks; Jeanette Hayter, San Rafael; Delphia Woodworker, Fair Oaks; Jeanie Flory, Fair Oaks; Danielle Mandibles, Fair Oaks; Mary V. Elliot, Sacramento; Mrs. Thomas E. Mitchell, Sacramento; Tom Mitchell, Jr., Sacramento; Chuck Rosea, Sepulveda, and Mr. and Mrs. Jack Gonsalves, Dairy Valley.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Caroline Wilber, Mr. Milton Ball, leader of group who was elected to City Council of Pomona; and Jeff Sanner, Jill Sanner, Sue Ball, Sue Tolle, Vie Stevens, Terec Shaffer, Mr. John Stevens, Mrs. John Stevens, Sue Brown, Janice Witt, Stuart Kilby, George Thom, and Doug Bettencourt, all of Pomona High School.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and young people from Trinity Methodist Youth Fellowship of Pomona: Miss Petune Kieldsen, Mr. Charles Sheline, Rev. and Mrs. William Black, Dave Loy, Mike Wilkes, Mike Woodage, Kermit Good, Mike Sanders, Dave Noon, Dave Strout, Joyce Naftel, Sue Farrington, Beverly Simpson, Jan Galliher, Bob Rodman, Virginia Cruickshank, Pat Delyser, Judy Traudt, Bob Beversdorf, Jeanne Thompson, John Hitchcock, Janice Delyser, Pat Groff, Carol Curtiss, Ted Heeson, Dan Peters, Kathy Groff, Bonnie Ninemire, Pam Melton, Diane Standlea, and Dave Jansen.

On request of Senators Rodda and Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Margaret Trybul and son, Don; and Mrs. Vi Schmidtt and son, Bob, of Pleasant Hill.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs.

George Barden, of Salinas, and their five children, George Barden, Mary Barden, Pat Barden, Laura Barden, Herbert Barden; and Roy Burgess, of Salinas.

On request of Senator Pittman, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Tandy and sons, Eric and Scott Tandy from Oroville.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert L. Jordan, G. E. Co., Saratoga; Robert N. Witter, Los Altos, (General Mills); Richard Barbour, Palo Alto, (General Mills); William H. Jones, Orinda; Harry E. Rockwood, Mountain View; D. G. McElliott, Palo Alto; B. W. Roberts, Palo Alto; W. W. Bowman, Palo Alto; and Milton Meyerfeld, San Francisco.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Will D. Rudd, Jr.; David Rudd, Mrs. F. Jobelman, and Miss Carol Jobelman, all of San Diego; K. F. Vanier and B. P. Menard, of Business Forms Printing Company, Santee; L. D. Pratt, Kelco Company, San Diego; David McLess, Ryan Electronics, San Diego, and D. C. Wilkens, General Dynamics, San Diego.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Robert Penn, Mr. Mark Penn, and Miss Robin Penn, all of San Mateo; Mr. and Mrs. Marvin Boyd, San Bruno; Mrs. Ina Martin, Belmont; and Mr. and Mrs. Donald George, Mr. Douglas George, and Miss Denise George, all of Millbrae.

On request of Senators Pittman and Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ruth Dreweck, Georgjean, Mary Beckemeyer, Janice Hatch, Marylyn Gushe, all junior state officers of Junior State Officers, Native Daughters of Golden West, escorted by Mrs. Mallette, State Chairman and Grand Trustee of Native Daughters of Golden West.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Janet Grodin and daughter Sharon Grodin, of Berkeley.

On request of Senators Way and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Sidney Schelling, Miss Joan Haley, and the following members of Exeter Assembly No. 93, Order of Rainbow Girls of America: Elizabeth Schelling, Lena Rybring, Judy Knapp, Patty Harris, Pat Vincent, Kathy Keyes, Diana Caey, Stephanie Kirkman, Vicki Wirht, Becky Voelz, Linda Pippin, Diana Hejny, Beverly Marhsal, Beverly Fry, Mary Hadley, Jeannette Campbell, Cheryl Ard, Mary Jackson, Marilyn Heaton, Mrs. Marie Crockett, and the following members of Woodlake Assembly 160, Order of Rainbow Girls of America: Virginia Brantley, Peggy Knoble, and Christina Spauth.

COMMUNICATIONS

The following communications were received and read, and on motion of Senator Burns, ordered printed in the Journal:

HISTORICAL TRINITY COUNTY

WEAVERVILLE, April 3, 1963

*Glenn M. Anderson**President of Senate**640 North Hawthorne Blvd.**Hawthorne, California*

DEAR MR. ANDERSON: At the April 1, 1963 meeting of the Trinity County Board of Supervisors, it was recommended that a copy of Resolution No. 24-63 regarding our opposition to the proposed Whiskeytown-Shasta-Trinity National Recreation Area be sent to you and read into the minutes of the Senate.

Thank you for your co-operation and help in this matter.

Yours very truly,

TRINITY COUNTY BOARD OF SUPERVISORS

MARION KEESLING, County Clerk

and Ex-Officio Clerk of the

Board of Supervisors, County of Trinity

By: J. A. HORSTMAN, Deputy

Resolution of the Board of Supervisors of the County of Trinity**Resolution No. 24-63, Re: Proposed Whiskeytown-Shasta-Trinity
National Recreation Area**

WHEREAS, There has been introduced in the Senate of the United States Senate Bill 734, and there has been introduced in the House of Representatives of the United States House Bill 3618, which bills relate to the establishment of the Whiskeytown-Shasta-Trinity National Recreation Area; and

WHEREAS, Said bills provide for the acquisition of privately owned lands surrounding Trinity Lake and Lewiston Lake, all of which lands are located in the County of Trinity and comprise in excess of 30 sections of land; and

WHEREAS, Land to be taken includes the entire community of Trinity Center, a community of 185 persons which recently was uprooted and moved to a new site by reason of the Trinity Dam Project; and

WHEREAS, Lands being acquired include properties which have been or are presently being developed through private enterprise as resort areas, subdivisions, and related purposes, including but not limited to Trinity Alps Resort, Cedar Stock Ranch Resort, Covington's Subdivision, Scott's Subdivision, Scott's Marina, and Young's Subdivision; and

WHEREAS, Land being taken includes private property of Southern Pacific Land Company and other private owners which is ideally located for development of subdivisions, resorts, and marinas, and includes valuable timber lands; and

WHEREAS, The County of Trinity will sustain grave losses by reason of the acquisition of ownership of said lands by the United States Government by reason of loss of tax base and by reason of loss of private lands which could be developed, thereby increasing said tax base and also increasing business and economic conditions in said county; and

WHEREAS, The United States Government at the present time owns approximately 76 percent of all lands in the County of Trinity, and as a result said county is presently without sufficient privately owned land to provide a tax base to sustain the county; and

WHEREAS, The United States Government has previously acquired privately owned lands in said county in order to construct and operate the Trinity Dam Project, which has resulted in a loss of taxable lands in said county; and

WHEREAS, The development and distribution of electrical power in connection with the Trinity Dam Project has been retained by the United States Government and has not been relinquished to private industry so as to increase the tax base and economy of said county; now, therefore, be it

Resolved, By the Board of Supervisors for the County of Trinity, State of California, that the people of the County of Trinity and their Board of Supervisors hereby adamantly and irrevocably oppose the proposed Whiskeytown Shasta-Trinity National Recreation Area, insofar as the same affects Trinity County, and opposes said Senate Bill 734 and House Bill 3618, and opposes the acquisition of any lands by the United States Government located in the County of Trinity as proposed by said legislation; and be it further

Resolved, That the County of Trinity further informs and advises its legally elected representatives and advises the Government of the United States of America that it cannot continue to function as a county and a political subdivision of the State of California if privately owned lands continue to be removed from the power of local taxation; and be it further

Resolved, That the Clerk of this Board shall send a copy of this resolution to Senator Thomas H. Kuebel, Senator Clair Engle, Congressman Harold T. (Bizz) Johnson, Secretary of the Interior, Secretary of the Department of Agriculture, and to Edward P. Cliffs, Chief, Forest Service.

Adopted in regular session this fifth day of March, 1963.

LYOYD L. KARRER
Supervisor—1st District
GEORGE K. LOOMIS
Supervisor—2nd District
RAY HOLLINGER
Supervisor—3rd District

WM. M. RABLIN
Supervisor—4th District
HAZEL K. WILLBURN
Supervisor—5th District

AYES: Karrer, Loomis, Hollinger, Rablin and Willburn

NOES: None

ABSENT: None

ATTEND:

MARION KEISLING

County Clerk and Ex Officio Clerk of the Board of
Supervisors, County of Trinity, State of California

STATE OF CALIFORNIA
DEPARTMENT OF SOCIAL WELFARE
SACRAMENTO, April 5, 1963

Hon. Glenn M. Anderson
President of the Senate
Senate Chamber, State Capitol
Sacramento, California

MR. PRESIDENT: Pursuant to Division 1, Chapter 5, Section 404 of the Welfare and Institutions Code, as adopted by the 1961 Regular Session of the Legislature, the State Department of Social Welfare submits its report on the progress achieved and the funds expended by County Demonstration Projects through December 1962.

"Titled "The Project Program," the report dramatically illustrates the interest of California communities and the State Department of Social Welfare in finding more effective ways of restoring our dependent population to productive, self-sufficient lives. As of December 1962, public and private welfare agencies had submitted a total of 164 projects for our consideration. Of these, 80 have been approved and initiated and an additional 19 are under study.

As the causes of dependency and poverty grow more complex, so do the means of rehabilitation and prevention. The experience gained from the projects described in this report is already valuable in shaping the policies and goals of welfare agencies at every level of community interest.

We believe that this report clearly reveals that the aims of the Legislature in establishing the County Demonstration Project Program are being realized.

Respectfully submitted,

J. M. WEDEMEYER, Director
State Department of Social Welfare

Letter of Transmittal ordered printed in the Journal and the report filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 10, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 339

Assembly Bill No. 535

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 10, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 268
Assembly Bill No. 473
Assembly Bill No. 679
Assembly Bill No. 729
Assembly Bill No. 737
Assembly Bill No. 839
Assembly Bill No. 925
Assembly Bill No. 1042

Assembly Bill No. 1120
Assembly Bill No. 1135
Assembly Bill No. 1195
Assembly Bill No. 1334
Assembly Bill No. 1446
Assembly Bill No. 1462
Assembly Bill No. 1474
Assembly Bill No. 1479

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 268—An act to add Section 424 to the Elections Code, relating to duplicate affidavits of registration.

Referred to Committee on Elections.

Assembly Bill No. 473—An act to add Section 323 to the Elections Code, relating to the registration of voters.

Referred to Committee on Elections.

Assembly Bill No. 679—An act to amend Sections 8752, 8753, 8754, 8755, 8776, 8782, 8801, 8804, 9255, 9352 and 9353 of the Revenue and Taxation Code, relating to the Use Fuel Tax Law.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 729—An act to amend and renumber Section 23788.5 of, and to repeal Section 23788 of, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 737—An act to amend Sections 7656, 9854, 30185 and 32253 of the Revenue and Taxation Code, relating to state taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 839—An act to amend and renumber Section 13409 of the Government Code, as added by Chapter 2121 of the Statutes of 1961, relating to purchases for local agencies.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 925—An act to amend and renumber Section 10239.4 of, to add Article 6.5 (commencing with Section 10239) to Chapter 3 of Part 1 of Division 4 of, and to repeal Sections 10238.7, 10238.8, 10238.9, 10239, 10239.1, 10239.2, and 10239.3 of, the Business and Professions Code, relating to real estate transactions.

Referred to Committee on Business and Professions.

Assembly Bill No. 1042—An act to amend Section 11002 of the Education Code, relating to length of schoolday in the public school system.

Referred to Committee on Education.

Assembly Bill No. 1120—An act to amend Sections 10133.1, 10133.2, and 10145 of, and to add Sections 10251.5, 10265, and 10514.8 to, the Business and Professions Code, relating to the regulation of real estate, business opportunity, and mineral, oil and gas licensees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1135—An act to amend Section 7091 of the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 1195—An act to amend Section 14207 of the Elections Code, relating to the hours for voting.

Referred to Committee on Elections.

Assembly Bill No. 1334—An act to add Section 4051.5 to the Elections Code, relating to municipal referendum.

Referred to Committee on Elections.

Assembly Bill No. 1446—An act to amend Section 1147 of the Probate Code, relating to public administrators.

Referred to Committee on Judiciary.

Assembly Bill No. 1462—An act to add Section 5558 to the Business and Professions Code, relating to the practice of architecture.

Referred to Committee on Business and Professions.

Assembly Bill No. 1474—An act to amend Section 13119 of the Education Code, relating to school district personnel.

Referred to Committee on Education.

Assembly Bill No. 1479—An act to amend Section 23426 of the Business and Professions Code, relating to club licenses.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 9, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1118

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 1118—An act to repeal Sections 10154, 10155 and 10216 of the Business and Professions Code, relating to limited real estate salesman's license.

Referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 48—An act to amend Section 1431 and to repeal Section 1510 of, and to add Section 1510 to, the Probate Code, and to amend Section 372 of the Code of Civil Procedure, relating to settlement and compromise of claims of minors and incompetents;

Senate Bill No. 115—An act to add Article 15 (commencing with Section 6450) to Chapter 6 of Division 6 of the Education Code, relating to special educational programs for culturally disadvantaged children, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 124—An act to amend Section 5513 of the Fish and Game Code, relating to the use of gaffs;

Senate Bill No. 53—An act to amend Section 5201 of the Vehicle Code, relating to license plates;

Senate Bill No. 165—An act to add Chapter 3.5 (commencing with Section 55920) to Part 5, Division 16 of the Water Code, relating to county waterworks districts;

And reports that the same have been correctly enrolled, and presented to the Governor on the 10th day of April, 1963, at 5.00 p.m.

BURNS, Chairman

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 6

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 133

Senate Bill No. 366

Senate Bill No. 555

Senate Bill No. 708

Senate Bill No. 709

Senate Bill No. 710

Senate Bill No. 736

Senate Bill No. 766

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 275

Senate Bill No. 601

Senate Bill No. 693

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 560

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 796

Senate Bill No. 835

Assembly Bill No. 188

Assembly Bill No. 2164

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 753

Assembly Bill No. 970

Senate Bill No. 851

Assembly Bill No. 1046

Assembly Bill No. 1124

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 683

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Governmental Efficiency

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 1208

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 767

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 77

Assembly Bill No. 933

Senate Bill No. 873

Assembly Bill No. 981

Assembly Bill No. 931

Senate Concurrent Resolution No. 41

Assembly Bill No. 932

Has had the same under consideration, and reports the same back with the recommendation: Do pass (be adopted) and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 859

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 888
Senate Bill No. 431

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 458

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DOLWIG, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 884
Senate Bill No. 441
Senate Bill No. 457

Senate Bill No. 459
Assembly Bill No. 376
Assembly Bill No. 1029

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DOLWIG, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions to which were referred:

Assembly Bill No. 975
Assembly Bill No. 1324

Assembly Bill No. 912
Assembly Bill No. 914

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DOLWIG, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 1130

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 739

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Assembly Bill No. 1009

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 264

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND SENATE BILL NO. 264

Senator Cobey moved that Senate Bill No. 264 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 264—An act to amend Section 24352 of, and to add Sections 24352.5, 24437 and 24680 to, the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations and Massachusetts trusts, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 14, of the printed bill as amended in Senate April 5, strike out line 16.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 280

Senate Bill No. 840

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 280

Senator Backstrand moved that Senate Bill No. 280 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 280—An act to add Section 71032.5 to, and to repeal Section 71514 of the Water Code as added by Senate Bill No. 15, and to repeal Section 4.2 and to amend Section 33 of the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts.

Bill read second time.

Motion to Amend

Senator Backstrand moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill as amended in Senate March 18, 1963, strike out “, and to repeal Section 71514 of”.

Amendment No. 2

In lines 3 and 4 of the title, strike out “repeal Section 4.2 and to”.

Amendment No. 3

On page 1, strike out lines 1 to 4, inclusive, and insert “SECTION 1. Section 33 of the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911) is amended to read:”.

Amendment No. 4

On page 2, line 1, strike out “SEC. 3”, and insert “SEC. 2”.

Amendment No. 5

On page 2, strike out lines 8 and 9.

Amendment No. 6

On page 2, strike out line 15, and insert “SEC. 3. Section 2 of this act shall become operative”.

Amendment No. 7

On page 2, line 20, strike out “Section 2”, and insert “Section 1”.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 840

Senator Bradley moved that Senate Bill No. 840 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 840—An act to amend Section 43610.1 of the Government Code, relating to bonds in cities.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 14, of the printed bill, strike out “construted”, and insert “construed”.

Amendment read, and adopted.

Bill ordered printed and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 750

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 750

Senator Bradley moved that Senate Bill No. 750 be amended and re-referred to Committee on Governmental Efficiency.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 750—An act to add Section 1422.1 to the Labor Code, relating to fair employment practices.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 to 11, inclusive, and insert "complained of at the time of initial contact between any member of the commission or its staff and that person, employer, labor organization, or employment agency charged with a violation of the act or the agents thereof."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO PRINT PRELIMINARY REPORT

Senator Arnold moved that 3,500 additional copies of the Report of the Senate Fact Finding Committee on Governmental Administration, regarding "An Analysis of the Helpfulness of Certain Aspects of the School Program to Classroom Teaching" be printed for distribution.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE RESOLUTION NO. 112

Senator Cobey moved that Senate Resolution No. 112 be withdrawn from Committee on Water Resources and re-referred to Committee on Natural Resources.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

At 3.45 p.m., Senator Christensen asked for and was granted unanimous consent to be excused at this time to attend an Assembly committee meeting.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

Senate Bill No. 190—An act to amend Section 20012 of, and to repeal Section 20015 of, the Vehicle Code, relating to accident reports.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 8, of the printed bill, after "Patrol", insert "or the law enforcement agency to whom the accident was reported".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 199—An act to amend Section 11580.2 of the Insurance Code, relating to uninsured motorist provisions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary.

Amendment No. 1

On page 3, line 5, of the printed bill, after "a", insert "residence or premises and not as a vehicle, or a farm type tractor or equipment designed for use principally off public roads, except while actually upon public roads."

Amendment No. 2

On page 3, line 8, after "insured", insert a period.

Amendment No. 3

On page 4, line 40, after the period, insert "Such action may be brought within three years from the date that payment was made hereunder."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 425—An act to add Section 40834 to the Vehicle Code, relating to civil procedure.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, after "code", insert "or of any local ordinance relating to the operation of a motor vehicle".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 424—An act to amend Section 1324 of the Penal Code, relating to immunity from prosecution.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 445—An act to add Article 2 (commencing with Section 11035) to Chapter 1 of Division 10 of the Health and Safety Code, relating to narcotics.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 785—An act to amend Section 1744 of the Code of Civil Procedure, relating to conciliation courts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 707—An act to add Section 13673 to the Revenue and Taxation Code, relating to joint tenancies under the Inheritance Tax Law.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, strike out lines 3 through 10, and insert "13673. All property held with a decedent in the form of joint tenancy ownership is subject to tax in accordance with Sections 13671, 13671.5 and 13672 as a transfer by joint tenancy survivorship from the decedent to the surviving joint tenant or tenants regardless of any agreement with the decedent that the property was in fact to be owned as community property or in some other type of ownership, or that upon the decedent's death the surviving joint tenant or tenants would succeed to the property as trustee for the benefit of third persons, except (1) in cases in which the agreement is contained in a writing signed by the decedent, and (2) in cases in which the rights of the tenants in the property or the capacity in which they held it is adjudicated by a court of competent jurisdiction in a bona fide adversary proceeding."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 98—An act to add Section 21962 to the Vehicle Code, relating to traffic control.

Bill read second time.

Objection Raised

Senator Grunsky objected to Senate Bill No. 98 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule 22.2, ordered Senate Bill No. 98 to the second reading file.

Senate Bill No. 538—An act to amend Sections 81 and 2109 of the Streets and Highways Code, relating to state highways.

Bill read second time.

Motion to Re-refer Senate Bill No. 538

Senator Teale moved that Senate Bill No. 538 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 1098—An act to amend Section 586 of the Streets and Highways Code and to amend Section 409 of the Streets and Highways Code as proposed by Senate Bill No. 64, relating to state highways, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 729—An act to amend Section 27903 of the Vehicle Code, relating to cargo signs on commercial vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 9, of the printed bill, after "gases", insert "in containers having a capacity of more than 20 gallons".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 730—An act to amend Section 22452 of the Vehicle Code, relating to certain vehicles stopping at railroad crossings.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 18, of the printed bill, after "gas", insert "in containers having a capacity of more than 20 gallons".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 887—An act to amend Section 783 of the Agricultural Code, relating to fruit, nut and vegetable standardization.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 377—An act to amend Section 19804 of the Business and Professions Code, relating to the standard bread loaf.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture.

Amendment No. 1

On page 1, lines 6 and 7 of the printed bill as amended in Senate April 8, 1963, strike out "of minimum height of one-fourth inch so as to be".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 681—An act to amend Section 24002 of, to repeal Sections 24003 and 24004 of, and to add Sections 24003 and 24004 to, the Water Code, relating to irrigation district improvement districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 862—An act to amend Sections 29, 30, 84 and 200 of the Solvang Municipal Improvement District Act (Chapter 1635 of the Statutes of 1951), relating to the Solvang Municipal Improvement District.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 863—An act to amend Sections 5, 26.4, 26.7, 26.9, 26.15 and 32 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405 of the Statutes of 1951), relating to flood control and water conservation in Santa Clara County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 761—An act to amend Section 25351.3 of the Government Code, relating to powers and duties of boards of supervisors.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 705—An act to amend Section 25371 of, and to add Sections 25371.5, 25371.6, 53815, 53816, and 53892.2 to the Government Code, relating to financing county capital improvements.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 51, of the printed bill, strike out "role", and insert "roll".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 779—An act to add Section 25373 to the Government Code, relating to places of historical interest.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "which", and insert "and".

Amendment No. 2

On page 1, line 13, after "both", insert ", under zoning regulation or architectural control".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 784—An act to add Section 3255.5 to the Unemployment Insurance Code and to repeal Section 24 of Chapter 2154 of the Statutes of 1961, relating to voluntary plans providing unemployment compensation disability benefits.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions.

Amendment No. 1

In line 1 of the title of the printed bill, strike out "3255.5", and insert "3254.1".

Amendment No. 2

On page 1, line 1, strike out "3255.5", and insert "3254.1".

Amendment No. 3

On page 1, between lines 2 and 3, insert

"3254.1. (a) The director shall not determine that substantial adverse selection exists with respect to a plan or plans heretofore or hereafter submitted for approval pursuant to Sections 3254 or 3255, either in connection with the approval of such a plan or plans or in connection with the continuing approval of such plan or plans upon any redetermination as hereinafter provided, if the sum of the percentages of females and of persons age 50 and over among the employees to be covered by the plan or plans and the employees covered by all other plans insured by the same insurer is no more than 10 percentage points below the sum of the percentages of females and of persons age 50 and over among all employees in employment under this division. Age may be computed in years either regardless of the nearest birthday or to the nearest birthday, and in the latter case, reasonable statistical methods may be used. Percentages of females and of persons age 50 and over shall be computed to the nearest hundredth of 1 percent.

(b) The director shall compute on October 1, 1963, and thereafter on or before July 1 of each calendar year, the percentages of females and of persons age 50 and over among all employees in employment under this division based upon the average of the percentages in employment during each of the most recent four calendar quarters ending with the most recent fourth calendar quarter for which an official compilation computed from a random sample expanded to represent one hundred percent (100%) of all subject employment has been certified by the director. The computation on October 1, 1963 shall be applicable from October 1, 1963, through December 31, 1964, including application to plans approved by the director prior to October 1, 1963. Each computation made on or before July 1 of a calendar year shall be applicable during the calendar year next succeeding the computation. In any computation under this subdivision, the director shall exclude all employees paid wages during the four calendar quarters involved in an amount less than the amount required under Section 2652 to establish a valid claim. The director shall promptly give notice to each admitted disability insurer underwriting voluntary plans of each computation made under this subdivision.

(c) The content of females and of persons age 50 and over among the employees covered or to be covered under a plan or plans submitted for approval pursuant to Sections 3254 or 3255 shall be determined from those in employment at any time during the last completed calendar quarter for which data is available when the application is submitted for approval and who would have been covered had the plan then been in effect, but if information is not available for a complete calendar quarter, the content shall be measured during a current payroll period, which may precede or include the effective date of the plan.

(d) The director may from time to time require the insurer of an approved voluntary plan, as a condition of continuing approval of such plan, to submit data to the department for a redetermination. Such data shall be submitted within 60 days after notice to the insurer, which shall be given not less than 60 days preceding the anniversary date of such plan. Data for such redetermination of a plan shall not be required more frequently than biennially. The director may also require, as a condition of continuing approval of a plan, that the insurer of the plan submit data to the department within 60 days of notice to the insurer for a redetermination if, following a partial acquisition by a successor employing unit, the plan continues pursuant to Section 3254.5 and there is a change of insurer or termination of any portion of the plan involved in such partial acquisition. The insurer in submitting the data for any redetermination shall include the number of employees, the number of female employees, and the number of employees age 50 and over, for the plan or plans involved, for those in employment at any time during the last completed calendar quarter for which data is available and who were covered by the plan or plans. Failure by an insurer to submit data to the department within the time allowed shall constitute good cause for the withdrawal of approval of the plan or plans involved. The insurer may provide data for a biennial redetermination of a plan if the director does not require one, but otherwise no redetermination shall be made except as required by the director. Data submitted for any redetermination under this subdivision shall be recorded by the department as of the first day of the calendar quarter next succeeding the date of receipt of the data by the department.

(e) As a condition of approval of any plan or plans submitted for approval, or continuing approval of plans approved prior to October 1, 1963, each insurer shall file a written agreement with the department, on a form prescribed by the director, to pay into the Disability Fund penalty assessments pursuant to this section. Notwithstanding the provisions of subdivision (i) of Section 3254 and of subdivision

(i) of Section 3255, the director shall not disapprove any plan or plans on the grounds that there would result a substantial selection of risks adverse to the Disability Fund, if the insurer has filed the agreement required by this subdivision. The penalty assessment shall apply to all taxable wages exempt from contributions pursuant to Section 3252 paid by employers whose plans are insured by the insurer during any calendar quarter as to which, as of the first day thereof, according to the information for that day as shown on the department's records not later than 30 days thereafter, the director finds that substantial adverse selection exists. The penalty assessment shall amount to eighty-four one-hundredths of 1 percent (0.84%) of the amount of contributions provided for under Section 984 for each full percentage point that the sum of the percentages of females and of persons age 50 and over is more than 10 percentage points below the sum of the percentages of females and of persons age 50 and over in employment under this division, as determined under subdivision (b) of this section. The provisions of Part 1 of this division with respect to the assessment and collection of contributions shall apply to the assessments provided by this section, except that interest shall not accrue until 30 days after notice of assessment.

(f) As to any insured voluntary plan previously approved by the director and continuing on October 1, 1963, the director shall upon request of any insurer compute, where possible, the percentages of females and of persons age 50 and over covered under such plan from census data submitted to the department prior to October 1, 1963, but an insurer may on or before December 31, 1963, submit census data for any such plan in accordance with subdivision (c) of this section as if the plan were being originally submitted for approval. If data has not been submitted prior to October 1, 1963, the director shall require the insurer of the plan to submit data in accordance with subdivision (c) of this section, as if the plan were being originally submitted for approval, and if the insurer does not submit data on or before December 31, 1963, the director shall terminate the plan as of that date."

Amendment No. 4

On page 1, strike out lines 3 to 13, inclusive; and on page 2, strike out lines 1 to 42, inclusive.

Amendment No. 5

On page 3, after line 2, insert

"SEC. 3. This act shall become operative on October 1, 1963."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 315—An act to amend Sections 43500 and 43531 of, and to add Sections 43532 and 43533 to, and to add Article 3 (commencing with Section 43555) to Chapter 4 of Part 6 of Division 14 of, the Water Code, relating to condemnation proceedings, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 3, 1963, after "43532", insert ", 43532.5".

Amendment No. 2

On page 2, line 19, after "injury" strike out "; provided.", and insert a period.

Amendment No. 3

On page 2, strike out lines 20 and 21, and insert

"The resolution provided for in this section, however, shall not constitute conclusive evidence of the matters specified in subdivisions (a), (b) and (c) in the case of taking property located within a county in which the district is located but outside of the".

Amendment No. 4

On page 2, between lines 24 and 25, insert

"Sec. 3.5. Section 43532.5 is added to said code, to read:

43532.5. Notwithstanding any other provision in this article, the board shall not commence any proceedings in eminent domain with respect to property located outside of a county in which the district is located unless the board of supervisors of the county in which such property is situated gives its approval to such proceedings. In the event that the board of supervisors gives its approval, a resolution adopted by the board pursuant to the provisions of Section 43532 shall be deemed conclusive evidence of the matters specified in subdivisions (a), (b) and (c) specified in Section 43532."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 457—An act to add Section 13365 to the Vehicle Code, relating to drivers' licenses.

Bill read second time, and ordered to Consent Calendar.

Motion to Re-refer Assembly Bill No. 457

Senator Teale moved that Assembly Bill No. 457 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 924—An act to amend Section 2807 of the Vehicle Code, relating to inspection and operation of schoolbuses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 569—An act to amend the title of Article 16 (commencing with Section 26100) of Chapter 2 of Division 12, and Sections 26100, 26101, 26102, 26103, 26106, 26107, 26108, 26109, 26110, 26111, 26112, 26113, 26114, 26115, 26116, 26117, 26118, and 26119 of the Vehicle Code, relating to approval procedure for equipment.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 2, of the printed bill, as amended in Assembly March 21, 1963, strike out lines 4 to 7, inclusive.

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 589—An act to amend Sections 375, 24953, 25108, 25250 and 25251 of the Vehicle Code, relating to lights on vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 4, of the printed bill, as amended in Assembly March 12, 1963, after "with", insert "not more than".

Amendment No. 2

On page 2, line 6, strike out "each", and insert "any such".

Amendment No. 3

On page 2, line 6, after "candlepower", insert "unless provision is made for operating the lamp at reduced intensity during darkness in which event the light source shall not exceed two candlepower during darkness or six candlepower at any other time."

Amendment No. 4

On page 2, line 7, strike out "and the", and insert "The".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 553—An act to amend Section 322 of the Agricultural Code, relating to reports of sales of cold storage meat.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 601—An act to amend Sections 88, 92.3, 92.5, 94.5, and 94.6 of the Agricultural Code, and to amend Section 25903 of the Government Code, relating to fairs and expositions.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 477—An act to amend Section 400 of the Agricultural Code, relating to estrays.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, of the printed bill, after line 13, insert "Nothing in this section authorizes any act which violates Section 597 of the Penal Code."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 766—An act to amend Section 36 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), relating to the establishment of zones of the flood control district in Pleasanton or Murray Townships.

Bill read second time, and ordered to third reading.

Assembly Bill No. 768—An act to amend Section 37 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), relating to annexation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1017—An act to amend Section 26738 of the Government Code, relating to fees of sheriffs.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1018—An act to amend Section 1181 of the Civil Code, relating to proof and acknowledgment of an instrument.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1023—An act to amend Sections 25365, 34310 and 34319 of the Government Code, relating to notice required for certain actions by counties and cities.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1077—An act to repeal Sections 1192.2 and 1192.3 of, and to add Section 1192.2 to, the Insurance Code, relating to leasehold interests as security for loans.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 2, line 5, of the printed bill, after the semicolon, insert "or".

Amendment No. 2

On page 2, line 12, after the semicolon, insert "or".

Amendment No. 3

On page 2, line 21, after the semicolon, insert "or".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

THIRD READING OF SENATE BILLS

Senate Bill No. 162—An act to amend Section 707 of the Welfare and Institutions Code, relating to crimes of minors.

Motion to Pass on File

Senator Burns moved that Senate Bill No. 162 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 464—An act to add Section 12648.6 to the Water Code, relating to authorization of the Mormon Slough channel improvement project.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Helmdahl, McAteer, McCarthy, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 755—An act to add Section 12648.5 to the Water Code, relating to authorization of New Melones Reservoir and channel improvement project.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Helmdahl, McAteer, McCarthy, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 137—An act to amend Sections 12880 and 12885 of the Water Code, relating to the Davis-Grunsky Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Teale, and Williams—22.

NOES—Senator Bradley—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 690—An act to add Section 3856.1 to the Labor Code, relating to workmen's compensation.

Motion to Refer Bill to Inactive File

Senator McCarthy moved that Senate Bill No. 690 be placed on the inactive file.

Motion carried.

Senate Bill No. 747—An act to amend Section 14208 of the Elections Code, relating to the hours for voting.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sturgeon, Teale, and Williams—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 41—An act to amend Section 5829.1 of the Public Resources Code, relating to small craft harbors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 560—An act to amend Section 450 of, and to add Section 450.1 to, the Military and Veterans Code, relating to military courts and disciplinary punishments within the California National Guard, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 601—An act to amend Sections 3020, 3041, and 5076.1 of the Penal Code, relating to the Adult Authority.

Motion to Re-refer Senate Bill No. 601

Senator Teale moved that Senate Bill No. 601 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 708—An act to amend Section 15807 of the Revenue and Taxation Code, relating to gift tax determinations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 766—An act to amend Section 8954 of the Business and Professions Code, relating to yacht and ship brokers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 275—An act to add Section 5016.5 to the Public Resources Code, relating to state-owned beach and park lands.

Motion to Re-refer Senate Bill No. 275

Senator Teale moved that Senate Bill No. 275 be re-referred to Committee on Finance.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Senator Schrade asked for, and was granted, unanimous consent to take up Assembly Bill No. 2164, at this time, for consideration.

CONSIDERATION OF ASSEMBLY BILL NO. 2164**Resolution to Suspend Constitutional Provision**

The following resolution was offered:

By Senator Schrade:

Resolved, That Assembly Bill No. 2164 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—27.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF ASSEMBLY BILL NO. 2164

Assembly Bill No. 2164—An act to amend Section 19615.5 of the Education Code, relating to state school building aid, declaring the urgency thereof to take effect immediately.

Bill read second time.

Assembly Bill No. 2164—An act to amend Section 19615.5 of the Education Code, relating to state school building aid, declaring the urgency thereof to take effect immediately.

Bill read third time, and presented by Senator Schrade.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Teale, and Williams—27.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Teale, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS**

Assembly Bill No. 307—An act to amend Section 23102 of the Vehicle Code, relating to driving a vehicle while under the influence of intoxicating liquor.

Bill read third time, and presented by Senator Rees.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller,

O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade Sedgwick, Short, Teale, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 497—An act to amend Section 2206 of the Health and Safety Code, and Section 58308 of the Government Code, relating to mosquito abatement districts.

Bill read third time, and presented by Senator Rees.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Teale, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 941—An act to amend Section 39585 of the Government Code, relating to weed and rubbish assessment refunds by cities.

Bill read third time, and presented by Senator Rees.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, O'Sullivan, Pittman, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Teale, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1091—An act to add Section 5207.1 to the Education Code, relating to Saturday educational activities.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, O'Sullivan, Pittman, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Teale, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 959—An act to amend Section 7503 of the Education Code, relating to the Curriculum Commission.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, O'Sullivan, Pittman, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 693—An act to add Section 3581.1 to the Education Code, relating to school district organization.

Bill read third time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 13, 1963, after the comma, insert "and to add Section 3003.1 to Division 5 of the Education Code as proposed to be enacted by Senate Bill No. 718 of the 1963 Regular Session,".

Amendment No. 2

On page 1, after line 10, insert

"Sec. 2. Section 3003.1 is added to the Education Code as proposed to be enacted by Senate Bill No. 718 of the 1963 Regular Session, to read:

3003.1. The State Board of Education may extend for any period not extending beyond September 15, 1964, the date specified by Section 3003 for submission of a master plan, whenever it determines that the county committee seeking such extension of time has made substantial progress in its studies relating to the plan, and that difficulties peculiar to that county or locality have prevented formulation of a satisfactory plan on or before September 15, 1963.

SEC. 3. Section 2 of this bill shall be effective only if Senate Bill No. 718 of the 1963 Regular Session is enacted into law, in which event it shall take effect at the same time as Senate Bill No. 718 and Section 3581.1 added to the Education Code by Section 1 of this act shall be repealed."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 971—An act to amend Section 2841 of the Education Code, relating to school district organization.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, O'Sullivan, Pittman, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Sturgeon, Teale, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 618—An act to amend Section 165.1 of the Agricultural Code, relating to nutria.

Bill read third time, and presented by Senator O'Sullivan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Teale, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 47—Relative to the preparation of the Summary Digest.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Sturgeon, Teale, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 265—An act to repeal Section 8404 of, and to amend Section 8405 of the Elections Code, relating to county central committees.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 659—An act to amend Section 18533 of the Elections Code, relating to the recount of ballots.

Bill read third time, and presented by Senator Rees.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 598—An act to amend Section 1263 of the Business and Professions Code, relating to clinical laboratory technologist trainees.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 880—An act to repeal Article 3 (commencing with Section 11200) of Chapter 1 of Part 2 of Division 4 of the Business and Professions Code, and to add Sections 2985.2, 2985.3, 2985.4, and 2985.5 to, and to amend Section 2985 of, the Civil Code, and to add Section 506b to the Penal Code, relating to real estate sales contracts.

Motion to Re-refer Assembly Bill No. 880

Senator Geddes moved that Assembly Bill No. 880 be re-referred to Committee on Judiciary.

Motion carried.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 269—An act to amend Section 315 of the Elections Code, relating to affidavits of registration.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller,

O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 942—An act to amend Section 9313 of the Public Resources, relating to soil conservation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 943—An act to add Section 9272.5 of the Public Resources Code, relating to soil conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 944—An act to amend Sections 9156, 9315, 9317.13, 9508, 9526, 9550, 9605, and 9713 of the Public Resources Code, relating to soil conservation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, McAteer, Miller, O'Sullivan, Pittman, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Teale, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolution was offered:

By Senator O'Sullivan:

Senate Resolution No. 123

Relating to a study of all aspects of requiring the public schools to maintain classes for 12 months of each year

WHEREAS, The expanding population in California is enlarging the enrollment in the public schools at a progressively higher rate which will continue to increase in the foreseeable future; and

WHEREAS, In addition to the increases in school enrollment, the public schools are faced with providing a much wider curriculum to meet the complexities of an increasingly technological and scientific civilization in order to prepare the children of this State to become adequately informed, trained and educated adults who are able to meet and cope with the challenges and problems which will arise in a rapidly changing era; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Rules Committee assign to an appropriate interim committee for study and investigation the subject of all aspects of an all-year school program under which the public schools would maintain regular school classes on a 12 months basis as a means of meeting the problems of the increasing enrollment of public school pupils and the increasing complexity in the school curricula, and that such committee submit a report thereon, with its recommendations to the Senate at the 1965 Regular Session.

Resolution read, and referred to Committee on Education.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1181: By Senator Gibson—An act to add Chapter 19 (commencing with Section 40500) to Part 2, Division 3, Title 4 of the Government Code, relating to surplus United States property.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1182: By Senator O'Sullivan—An act to amend Sections 796.6 and 828.83 of the Agricultural Code, relating to citrus fruit.

Referred to Committee on Agriculture.

Senate Bill No. 1183: By Senator O'Sullivan—An act to add Section 802.65 to the Agricultural Code, relating to grape containers.

Referred to Committee on Agriculture.

Senate Bill No. 1184: By Senator Holmdahl—An act to add Division 11 (commencing with Section 29900) to the Public Utilities Code, relating to publicly operated transit systems.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1185: By Senator Grunsky—An act to add Section 556.1 to the Insurance Code, relating to claims.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1186: By Senator Regan—An act to add Chapter 7.5 (commencing with Section 6090) to Title 7 of Part 3 of the Penal Code, relating to creation of a Division of Medical and Psychiatric Treatment Services in the Department of Corrections.

Referred to Committee on Judiciary.

Senate Bill No. 1187: By Senator Regan—An act to amend Sections 7, 21, and 26 of, and to add Section 26.5 to, the Penal Code, relating to criminal responsibility.

Referred to Committee on Judiciary.

Senate Bill No. 1188: By Senator Regan—An act to add Chapter 3.6 (commencing with Section 1013.5) to Title 6 of Part 2 of, and to repeal Sections 1027 and 1429.5 of, and to amend Section 1026 of, the Penal Code, relating to mental condition of defendants in criminal cases.

Referred to Committee on Judiciary.

Senate Bill No. 1189: By Senator Regan—An act to add Chapter 3.2 (commencing with Section 1013) to Title 6, Part 2 of the Penal Code, relating to mental condition of defendants in criminal cases.

Referred to Committee on Judiciary.

Senate Bill No. 1190: By Senator Regan—An act to amend Section 1986 of the Code of Civil Procedure, relating to depositions.

Referred to Committee on Judiciary.

Senate Bill No. 1191: By Senator Regan—An act to amend Sections 2018, 2024, and 2034 of the Code of Civil Procedure, relating to discovery in civil cases.

Referred to Committee on Judiciary.

Senate Bill No. 1192: By Senators Rodda, Grunsky, Quick, Williams, Farr, Murdy, and Stiern—An act to add Article 6.5 (commencing with Section 6061) to Chapter 6 of Division 6 of, and Article 8.1 (commencing with Section 17961) to Chapter 3 of Division 14 of, and to amend Sections 17402, 18452, and 18455 of, and to add Section 17305.9 to, the Education Code, relating to the public school system, and making an appropriation therefor.

Referred to Committee on Education.

Senate Bill No. 1193: By Senator Dolwig—An act to add Section 10129.5 to the Insurance Code, relating to annuity contracts.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1194: By Senator Arnold—An act to amend Section 12805 of the Government Code, and to amend Sections 12510 and 12518 of the Water Code, relating to the Colorado River Board of California.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1195: By Senator Short—An act to add Sections 5656.5, 5706.7 and 5706.8 to the Education Code, relating to vocational education classes.

Referred to Committee on Education.

Senate Bill No. 1196: By Senator Short—An act to amend Section 4360 of the Agricultural Code, relating to milk prices.

Referred to Committee on Agriculture.

Senate Bill No. 1197: By Senator Backstrand—An act to add Chapter 5 (commencing with Section 33000) to Part 8 of Division 12 of the Water Code, relating to county water districts.

Referred to Committee on Water Resources.

Senate Bill No. 1198: By Senator Backstrand—An act to add Chapter 6 (commencing with Section 28000) to Part 11, Division 11 of the Water Code, relating to the merger of irrigation districts with cities and counties.

Referred to Committee on Local Government.

Senate Bill No. 1199: By Senator Backstrand—An act to add Section 28023 to the Education Code, relating to union high school public library districts.

Referred to Committee on Education.

Senate Bill No. 1200: By Senators Miller, Rees, Sedgwick, Backstrand, Murdy, Farr, and McAteer—An act to amend Sections 648.1 and 655 of, and to repeal Section 648 of, the Agricultural Code, relating to oleomargarine.

Referred to Committee on Agriculture.

Senate Bill No. 1201: By Senator Miller—An act to amend Section 100 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1202: By Senator Miller—An act to amend Sections 6700, 6701, 6704, 6710, 6712, 6717, 6753, 6756.2, 6763.5, 6777, 6787, 6795, 6796, 6796.3, and 6799 of, to add Section 6767 to, and to add Article 3 (commencing with Section 6730) to Chapter 7 of Division 3 of, and to repeal Sections 6702, 6703, 6705, 6752, 6760, and 6763 of, and to repeal Article 3 (commencing with Section 6730) of Chapter 7 of Division 3 of, the Business and Professions Code, relating to the practice of engineering.

Referred to Committee on Business and Professions.

Senate Joint Resolution No. 20: By Senators Rodda, Grunsky, Quick, Williams, and Farr—Relating to remedial English instruction for non-English-speaking students from immigrant families.

Referred to Committee on Education.

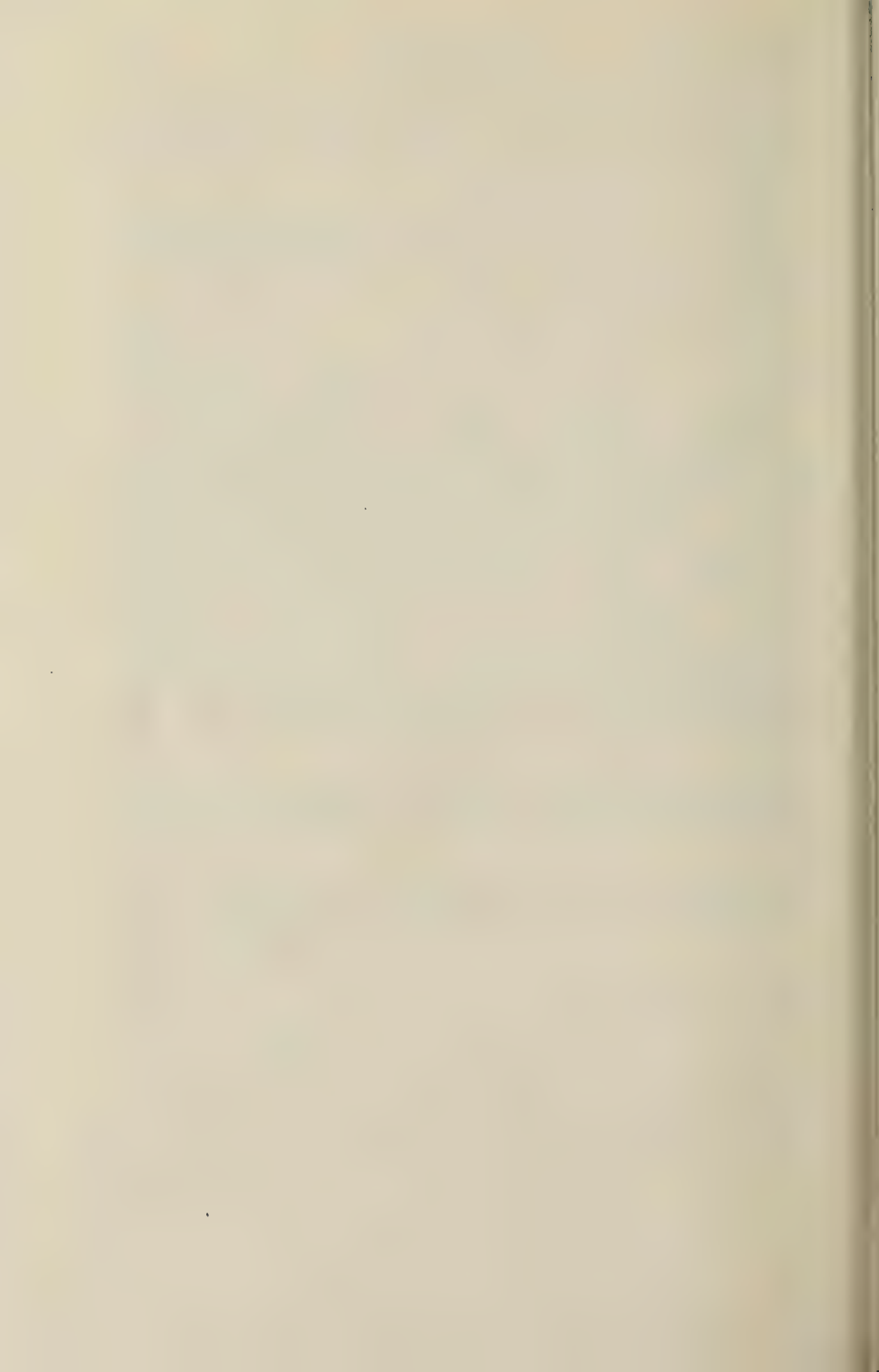
Senate Concurrent Resolution No. 51: By Senator Weingand (Co-author: Assemblyman Pattee)—Relative to family planning.

Referred to Committee on Public Health and Safety.

ADJOURNMENT

At 5.15 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 9.30 a.m., Thursday, April 11, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTIETH LEGISLATIVE DAY

SIXTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, April 11, 1963

The Senate met at 9.30 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Assistant Secretary George B. Beattie at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Like the multicolored bits of glass tumbling in a kaleidoscope seemingly by chance yet forming exquisite patterns of varicolored beauty in mathematical precision, only to tumble again into new and mysterious forms each successively superior to the last—so too, O Redeeming Lord, do the many mysteries of these most holy days seem ever anew to pattern and repattern changing forms of order and beauty: Mysteries of betrayal and fidelity, of failure and of fulfillment, of vengeance and of mercy, of anguish and of exultation, of fear and of resolute courage, of the green wood and of the dry, of farewell and of eternal presence, of hatred and of love, of death and of life, of Crucifixion and of Resurrection.

In the interplay of all of these and more many-colored pieces, O Lord, we discover not only our salvation, but our personal destiny, the ultimate fulfillment of our existential being—in Thee. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Murdy, on motion of Senator Way, on legislative business.

Senator Rattigan, on motion of Senator Petersen, on legislative business.

The following were Pages during Easter week, Monday, April 8th, through Thursday, April 11th: Ronda Wilson, Amador City; Janette Trotter, Santa Ana; Ann Murdy, Huntington Beach; Geo. Trotter, Santa Ana; Jack Trotter, Santa Ana; Jan Creedon, Atherton; Sue Scott, Stockton; Jim Briner, Sacramento; Tony Lobay, Sacramento; Allen Sales, Berkeley; Stephanie Sprott, Napa; Paul Kingren, El Cerrito; Chrio Cobey, Merced; Scott Porter, Merced; Geo. Deane, Merced; Craig Wilson, Sacramento; Joseph Arsenio, San Luis Obispo; Charles Kelley, Yreka; Stephen Kelly, Yreka; Susie Kelly, Yreka; Allen Mather, La Canada; Douglas Weed, Napa; Karl Kingren, El Cerrito; Keith Broaders, Walnut Creek; Marsha Song, Sacramento; Jane Cameron, Auburn; Karen Logomarsino, Ventura; Thomas Lee, Ventura; Susie Neiser, Los Angeles; Susie Greendale, Los Angeles; Michael Jorgenson, Sacramento; Mark Song, Sacramento; John Ewald, Bakersfield; M. Anderson, Los Angeles; David Lane, Los Angeles; Karen Bua, Mill Valley; Eleanor Beale, Sacramento; Dorothy Deament, Oakland; Brian Pond, Sacramento; Kathy Kerdus, Sacramento; Barbara Cox, Sacramento; Carroll Dudley III, Sacramento; Stephen Haggard, Sacramento; Susan Earl, Sacramento; Anna Lynch, Carmichael; Paul Riznik, San Jose; Sharon Burke, Palos Verde; Sue Ross, Sacramento; Joann Coggin, Orinda; Jirmie Holmdahl, Oakland; Cheryl Holmdahl, Oakland; Jack Holmdahl, Oakland; Carole Fisher, Vallejo; Marsha Martinez, Vallejo; Susan Jones, Sacramento; John Jones, Sacramento; Loretta E. Beauchy, Los Angeles; Robert C. Beauchy, Los Angeles; Shella Pennington, San Francisco; Peter White, Menlo Park; Mark Garfield, Menlo Park; Yvonne Lefebore, Sacramento; Larry Case, Garden Grove; Brian Case, Garden Grove; Scott Case, Garden Grove; Elizabeth Martin, Loomis; Randy Martin, Brea; Mitchell Martin, Brea; Ted Avery, Camino; Richard Romero, Camino; Donald Romero, Camino; Jim McCandliss, Soledad; Dave Culwall, Sacramento; Loretta Buston, Sacramento; Richard A. Buston, Sacramento; John H. Buston, Sacramento; Beth Schauss, Sacramento; Dianne Schaffin, Sacramento; Dianne Bee, Hayward; Linda Sorenson, West Sacramento; Stephen Meier, Woodland; Page Spienetti, Jackson; Patricia Gage, Sacramento; Barbara Moe, Sacramento; Craig Claytor, Ione; Mary L. Lagomarsino, Sacramento; Kelly Newington, Sacramento; Dirk Newington, Sacramento; Sandra Lane, Sacramento; Susan Ross, Sacramento; Randy Ross, Sacramento; Robt. Greenman, Atascadero; Jim Hughill, Atascadero; David Hughill, Atascadero; Barbara Hughill, Atascadero; Nancy Greenman, Atascadero; Debbie O'Sullivan, Williams; Kevin O'Sullivan, Williams; Karl Mertz, Hillsborough; Lisa Mertz, Hillsborough; Carl Porter, Compton; Tracy Knight, Sacramento; Victoria Cerrudo, Sacramento; Richard O'Sullivan, Williams; Sarah Brann, Kentfield; David Blackford, Atascadero; Michael Anderson, Hawthorne; David Lange, Hawthorne; Clyde Lagomarsino, Sacramento; Linda Cash, Sacramento; Michael Anderson, Los Angeles; and David Lange, Los Angeles.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. John Michaud of Elmer City, Washington.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Jack Gonsalves of Dairy Valley.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. J. M. Suozza, Carey Suozza, Mickey Suozza, Gene Conway, Mrs. Gene Conway, Janelle Conway, and Denise Conway, all of San Diego.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Fred Hight, Red Bluff; Robert Stryker, Red Bluff; Ronald Read, Red Bluff, and George Tatro, Gerber.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of John Cabrillo School of Sacramento: Mrs. H. Mello and Mrs. Ray H. Whitaker. Students—Linda Berg, Joanne Cladianos, Karen Clements, Robert Fratus, Virginia Fratus, Leland Giannechini, Lorry Hipp, Martha Lee Martyr, Bonnie Ketterling, Gretchen Clumb, Colleen McDowell, Judy Mollering, Kathie Onnigian, Dianne Paulsen, Janice Paulsen, Christine Rose, Maureen Silva, Sharon Silva, Dee Dee Simas, Don Steggal, Donnell Steggal, Georgianne Taylor, David Wachtel, John Warren, Mark Warren, Katherine Wold, Sandra Wood, Debbie Yee, Pat Yee, and Carol Whitaker.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and Girl Scouts of Troop 500, Sequoia Area, from San Carlos: *Adults*—Joyce Rosenstiel, Mable Kleppe, and Helen Rittenhouse. *Scouts*—Karen Bottimore, Marsha Brooks, Elaine Cummins, Janeth Dreyer, Ann Fielding, Kathy Gamba, Gayle Hausladen, Charlene Heasley, Debbie Hill, Peggy Hunt, Gale Jennings, Duana King, Susanne Kjeldsen, Vicki Kleppe, Marily Marks, Lynn McGuinness, Marsha Michael, Susan Munday, Ann Rittenhouse, Karen Rosenstiel, Margaret Seharman, Susan Schuyler, Sharon Smith, Sandra Swartz, and Christie Weber.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR ON APRIL 10

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. William E. Kellett, Jr.; Kathy Kellett, Mike Kellett, and Mary Kellett, all of Bakersfield; and Mrs. Opal Hayes, Sacramento.

On request of Senator Rees and Lt. Governor Anderson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. A. B. Keel, and Mrs. Helen Keel, all of Hawthorne; and Miss Uli Rontage, Vienna, Austria.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Basler and Sabra Kurt Basler of Sacramento; Mr. Guy Mixter of Salinas; and Rev. A. C. Edwards of Sacramento.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Donald Brophy, Fresno; E. L. Scaramella, Fresno; and Hugh Scaramella, Fresno.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sally Williamson, Bakersfield; and Kathy Pearman, Bakersfield.

On request of Senator Sturgeon, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hans Heilman of Atascadero.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Guy Mixter of Salinas.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Carl D. Woody and daughters, Karen and Diane, and son, David, of Temple City.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Emily Moulton and children, Andy and Carrie; Mrs. Elizabeth Buehler and children, Fred and John; and Kirk Newman.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert R. Guy, Mrs. Robert R. Guy, Russell Guy, Peggy Guy, Donna Turnbow, and Robyne Phelps, all of Pleasant Hill.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Kit Carson Junior High School of Sacramento: *Teachers*—Miss Julia Bennett and Miss Jane Jensen. *Parents assisting*—Mrs. Peggy McAdams and Mrs. Frieda Roseman. *Students*—Bev Arnold, Daun Babazadeh, Rodney Backman, Andrew Burnett, Susan Cayler, Carol Cook, Ella Dee Dial, Don Emerson, Terry Fong, Maureen Fitzgerald, Glynnies Houston, Laura Howard, Susan McAdams, Melinda Mendell, Calvin Okimura, Mary Paschal, Christine Pantages, Patricia Perry, Vicki Petrotta, Marc Pompa, Susan Pontes, Drena Rosa, Roslyn Roseman, Nancy Seifers, Beverly Shijo, Pam Thomas, Kathy Veglia, Jim Wagner, Jon White, Laurie Winans, and Mary Jean Winneker.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Donald E. LaFon, and Denise and Suzette LaFon, of LaPuenta.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and Girl Scouts of Troop 477, Sacramento: Mrs. Irene Weber, leader; Mrs. Shirley Schleber, assistant leader; Mrs. Letha Lloyd, and Mrs. Barbara Bass. *Scouts*—Larissa Ainsworth, Susan Bass, Kathy Hotchkins, Diane Klamm, Patricia Lloyd, Diane Nord, Laura Moon, Carolyn Schleber, Cindy Sherman, Bonnie Standifer, Kathy Summers, Debbie Vogan, Janice Weber, Megan Tanner, and Marilyn Clevenger. *Guest*—Georgia Bass.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 11, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 916

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 424

Senate Bill No. 445

Senate Bill No. 681

Senate Bill No. 761

Senate Bill No. 785

Senate Bill No. 862

Senate Bill No. 863

Senate Bill No. 887

Senate Bill No. 1098

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 11, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 190

Senate Bill No. 199

Senate Bill No. 425

Senate Bill No. 707

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 11, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 729

Senate Bill No. 730

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 647

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, April 11, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Bill No. 406

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended.

CAMERON, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Senate Bill No. 902

Assembly Bill No. 175

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

STURGEON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:
Senate Bill No. 913

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

STURGEON, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 11, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 399

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, April 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 128

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

MOTION TO AMEND SENATE BILL NO. 128

Senator Cobey moved that Senate Bill No. 128 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 128—An act to amend Section 6 of, and to add Section 6.1 to, the Lower San Joaquin Levee District Act (Chapter 1075, Statutes of 1955), relating to the board of directors of the Lower San Joaquin Levee District.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 9, 1963, strike out "Section 6", and insert "Sections 6 and 7".

Amendment No. 2

In line 3 of the title, strike out "the board of directors of".

Amendment No. 3

On page 3, after line 21, insert

"SEC. 3. Section 7 of said act is amended to read:

Sec. 7. The purposes of the district are to cooperate with and act as liaison between the Corps of Engineers of the United States Army, the Reclamation Board, and the Department of Water Resources in connection with the planning and construction of, and acquisition of property for, the plan of improvement for flood control and other purposes on the lower San Joaquin River and tributaries, including Tuolumne and Stanislaus Rivers, which plan is substantially in accordance with the

recommendations of the Chief of Engineers in Flood Control Committee Document Numbered 2, 78th Congress, Second Session, adopted and authorized by Section 12651 of the Water Code, or any modification of such plan made pursuant to law, and to do the following:

(a) Hold and save the United States free from damages due to the construction works.

(b) Upon completion of the construction by the State of any portion of the plan of improvement for flood control and receipt from the State of written notice of such completion, the district shall thereafter hold and save the State of California harmless from all claims, damages or liability due or incident to the design, construction, operation, repair and maintenance of such portion of said plan of improvement for flood control whether the same be caused by the negligence of the State, or of the officers, agents, employees of the State, or otherwise.

(c) Effect the local co-operation required by the Secretary of the Army or by the State of California in connection with such plan. Such local co-operation shall consist substantially of the repair, operation, and maintenance of levees, works, structures or other facilities in connection with such plan of improvement in accordance with regulations prescribed by the Secretary of the Army and the State of California, including reporting to the Reclamation Board any actual or potential encroachments thereon, and advising the encroachee or potential encroachee of the requirements of Sections 8710 through 8723, inclusive, of the Water Code.

All activities of the district prior to the effective date of the amendment of this section enacted by the Legislature at the 1957 Regular Session in co-operating with and acting as liaison between the Corps of Engineers of the United States Army, the Reclamation Board, and the Department of Water Resources in connection with the planning and construction of, and acquisition of property for, such plan are hereby confirmed, validated and declared legally effective."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, April 11, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 59

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 59

Senator Gibson moved that Assembly Bill No. 59 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 59—An act to add Section 443 to the Welfare and Institutions Code, relating to public assistance.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, as amended in Assembly April 3, 1963, strike out lines 1 to 3, inclusive, and insert

"An act to amend Sections 2220, 3472, 3473, 4000, 4020, 4160, 4701, 4722, and 4753 of, to add Sections 443, 2163, 2600.5, 3045.1, 3084.6, 4001, 4012, 4020.1, 4183, 4706, 4707, 4720.5, 4722.1, and 4737 to, to add Chapter 5.6 (commencing with Section 449) to Division 1 of, and to repeal Sections 1550, 1550.5, 2180, 2180.1, 2180.5, 2180.6, 2180.7, 3081, 3082, 3082.2, 4001, 4002, 4180, 4181, 4182, and 4600 of, the Welfare and Institutions Code,".

Amendment No. 2

In line 4 of the title, after "assistance", insert ", and declaring the urgency thereof, to take effect immediately".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2, strike out lines 5 to 9, inclusive, and insert

"SEC. 1.5. Chapter 5.6 (commencing with Section 449) is added to Division 1 of said code, to read:

CHAPTER 5.6. APPLICATION FOR PUBLIC SOCIAL SERVICES

449. Except as provided in Sections 1557 and 4740 of this code, applications for public social services or public assistance, as defined by Section 425, by any person, or in behalf of any person, shall be made to the county department in the county in which the applicant is living. The application may be made in writing or reduced to writing upon the standard form prescribed in regulations of the department and a copy shall be furnished to each applicant at the time of the application.

449.1. Whenever a former recipient of aid requests restoration of aid before the expiration of one year from the effective date of a cancellation or a discontinuance and if it is determined that he is eligible for such aid it shall be granted to him without the necessity for a new application. Such person shall, however, be required to file a new affirmation of eligibility as required by Section 449.4.

449.2. Application for aid may be made within 60 days prior to the date on which the applicant meets the technical requirements for such aid which have to do with factors other than need.

Application made on behalf of a child deprived of parental support because of separation or desertion may be made within 60 days prior to the date on which he will become eligible.

The application shall be promptly investigated and acted upon but in no event shall the aid, if granted, begin as of a date prior to the date on which he meets such requirements.

449.3. When a recipient or former recipient of public assistance moves from one county to another the determination of the existence of particular conditions of eligibility made by the former county of residence shall be binding on subsequent counties of residence provided that the determination was made within the sound exercise of discretion by, and that no fraud was practiced on, the former county and that there has not been a material change in circumstances.

449.4. Each applicant shall be required before approval of assistance or services to file an affirmation setting forth his belief that he meets the specific conditions of eligibility. Such statements shall be on forms prescribed by the department and, in the case of applicants for aid under the provisions of Chapter 1 (commencing with Section 1500) of Part 2 of Division 2, shall contain a written declaration that the affirmation is made under penalty of perjury. Any person signing a statement containing such declaration who willfully and knowingly with intent to deceive states as true any material matter which he knows to be false is subject to the penalty prescribed for perjury in the Penal Code. A copy of the affirmation shall be furnished to the applicant at the time he files it.

A county department may also require like statements to be completed prior to approving restoration of aid as provided by Section 449.1 and may require new statements at any time for purposes of continuing assistance.

449.5. The county shall promptly investigate all applications for public assistance as prescribed by the regulations of the department.

449.6. If the applicant is determined to be eligible, aid shall be granted from the date of application, or from the date on which he is found to have become eligible if later than the date of application, or upon an earlier date if determined by and in connection with a petition for a fair hearing.

The county at the time of receiving an application for public assistance shall determine whether the applicant needs immediate assistance. If it appears that the applicant is eligible for public assistance and a signed affirmation is on file to this effect aid shall be granted immediately. If subsequent investigation establishes ineligibility then the cost of such assistance shall be shared by the state and county in accordance with the applicable sharing ratio after federal contributions are deducted.

Sec. 2. Section 1550 of said code is repealed.

[1550. Except as provided in Section 1557 of this code, application for aid in behalf of any child shall be made to the county in which he is living at the time of application. The county shall promptly investigate all applications in the manner prescribed by regulations of the State Board of Social Welfare and report facts secured by such investigation on forms prescribed by such board. The county shall approve or deny such application. The investigation for eligibility shall be completed promptly, without any unnecessary delay, and with all diligence after receipt of an application with the objective that payment is made to all eligible persons within the minimum possible length of time.

If the applicant is determined to be eligible the aid shall be granted from the first day of the month in which the determination is made that he is eligible, but aid shall not begin prior to the date of application unless an earlier date is required by Section 104.1.

If the investigation is not completed within 45 days, the investigation shall continue until completed and if eligibility is established aid shall begin as of the first day of the month following the month in which the 45th day falls.

The county, at the time of receiving an application for aid, under this chapter, shall determine if the applicant needs emergency assistance. If the applicant meets the county's requirements, county aid shall be granted until the investigation for aid under this chapter is completed.

Every application for aid in behalf of any child shall be verified under oath, or shall contain a written declaration that it is made under the penalties of perjury. A county may require supplementary written statements in connection with an application for aid or the continuation of aid to be verified or signed under a like declaration. Any person signing any application or statement containing such declaration who willfully and knowingly, with intent to deceive, states therein as true any material matter which he knows to be false is subject to the penalties prescribed for perjury in the Penal Code of this State.]

Sec. 3. Section 1550.5 of said code is repealed.

[1550.5. Whenever a former recipient of aid under this chapter whose aid has been canceled or discontinued for any cause requests restoration of aid before the expiration of one year from the effective date of such cancellation or discontinuance and if it is determined that he is eligible therefor, aid shall be granted to him in accordance with provisions of Section 1550. No new application shall be required if restoration of aid is requested in the county where aid was canceled or discontinued.]

Sec. 4. Section 2163 is added to said code, to read:

2163. The cost of hospitalization furnished by a county to a recipient of aid under this chapter shall not constitute a lien against the real property of such recipient, and no lien shall be taken therefor.

Sec. 5. Section 2180 of said code is repealed.

[2180. Application for aid under this chapter shall be made to the board of supervisors of the county in which the applicant resides. An applicant shall apply in person unless he is physically unable to do so, in which event the application may be made by his authorized representative in his behalf. This application may be made in writing or reduced to writing upon the standard form prescribed by regulation of the State Board of Social Welfare, and a copy of his application shall be furnished to each applicant at the time of application. The form shall contain questions, the answers to which will provide the information necessary to establish eligibility for aid under this chapter. All statements in the application shall be verified, under oath by the applicant.]

Sec. 6. Section 2180.1 of said code is repealed.

[2180.1. Application for aid under this chapter may be made within 60 days prior to the date on which the applicant will attain the minimum age of eligibility for such aid, and the application shall be promptly investigated and acted upon; but in no event shall the aid, if granted, be commenced as of a date prior to the date on which the applicant attains the minimum age of eligibility therefor.]

Sec. 7. Section 2180.5 of said code is repealed.

[2180.5. The board of supervisors, directly or through an authorized investigator, shall upon receipt of an application for aid, promptly, without any unnecessary delay, and with all diligence, make the necessary investigation with the objective that payment is made to all eligible persons within the minimum possible length of time after the application is made.

If the applicant is determined to be eligible the aid shall be granted from the first day of the month in which the determination is made that he is eligible, but aid shall not begin prior to the date of application unless an earlier date is required by Section 104.1. If the investigation is not completed within 45 days, the investigation shall continue until completed and if eligibility is established aid shall begin as of the first day of the month following the month in which the forty-fifth day falls.

The county, at the time of receiving an application for aid under this chapter, shall determine if the applicant needs emergency assistance. If the applicant meets the county's requirements, county aid shall be granted until the investigation for aid under this chapter is completed.]

SEC. 8. Section 2180.6 of said code is repealed.

[2180.6. Whenever a former recipient of aid under this chapter whose aid has been canceled or discontinued for any cause, except employment, requests restoration of aid before the expiration of one year from the effective date of such cancellation or discontinuance and if it is determined that he is eligible therefor, aid shall be granted to him in accordance with provisions of Section 2180.5. No new application shall be required if restoration of aid is requested in the county where aid was canceled or discontinued.]

SEC. 9. Section 2180.7 of said code is repealed.

[2180.7. Whenever an applicant for aid under this chapter is found by investigation to be ineligible but it is apparent that such applicant may become eligible within 90 days, the application shall be kept on file in order that aid may be granted from the date of eligibility. However, the applicant shall be required to keep the county informed of any substantial changes in his circumstances which may otherwise affect eligibility.]

SEC. 10. Section 2220 of said code is amended to read:

2220. The board of supervisors may for cause, and upon instructions so to do by the State Department of Social Welfare, shall cancel, suspend, or revoke aid. Upon request of the department, an immediate report of every suspension shall be made to the State Department of Social Welfare stating the reason for the suspension and showing the action of the board of supervisors in approving the suspension.

Eligibility for medical assistance for the blind under Chapter 1 (commencing with Section 4700) of Part 4 of Division 5 does not constitute cause for automatic cancellation, suspension, or revocation of aid.

SEC. 11. Section 2600.5 is added to said code, to read:

2600.5. The policies established under Section 2600 shall not deny needed care in a county hospital, or contract hospital as defined in Section 4701 of this code, to any person who meets the eligibility requirements for medical assistance for the aged under the provisions of Chapter 1 (commencing with Section 4700) of Part 4 of Division 5, and shall not require the application of any property of such a person to his support or the taking of any lien upon that property.

SEC. 12. Section 3045.1 is added to said code, to read:

3045.1. Notwithstanding any other provision of this code, persons receiving or applying for aid under Chapter 3 (commencing with Section 3400) of this part but eligible under this chapter and the provisions of Section 3084.5 may instead be granted aid under this chapter without the necessity of filing a new application and be restored to aid under Chapter 3 (commencing with Section 3400) at the end of 12 months or such other period as may be authorized by federal law or regulations.

An otherwise eligible applicant for aid under Chapter 3 (commencing with Section 3400) of this part may continue to be granted aid under this chapter up to a period of 12 months or such other period as may be authorized by federal law or regulations.

SEC. 13. Section 3081 of said code is repealed.

[3081. Each applicant for aid shall file with the county agency designated to administer aid to the blind an application, accompanied by an affidavit, signed by him, stating, if known, his age, sex, counties of residence during the preceding 10 years, his financial resources and income, the name and address of his spouse and of each of his adult children and parents, the degree of his blindness, where and when he became blind, what employment and education he has had, his general physical condition, and such other data as are necessary to establish his eligibility for aid to the blind. The applicant's sworn statement in his application shall constitute prima facie evidence of the facts stated, except with respect to degree of blindness and residence. This section shall not be interpreted to preclude a full and complete investigation by the agency administering aid to the blind.]

SEC. 14. Section 3082 of said code is repealed.

[3082. The board of supervisors shall immediately investigate into the merits of all applications for aid under the provisions of this chapter and Chapter 3 of this part. Such investigation shall be completed promptly, without any unnecessary delay, and with all diligence after receipt of an application with the objective that payment is made to all eligible persons within the minimum possible length of time.

If the applicant is determined to be eligible the aid shall be granted from the first day of the month in which the determination is made that he is eligible, but aid shall not begin prior to the date of application unless an earlier date is required by Section 104.1.

If the investigation is not completed within 45 days, the investigation shall continue until completed and if eligibility is established aid shall begin as of the first day of the month following the month in which the 45th day falls.

The county, at the time of receiving an application for aid, under this chapter, shall determine if the applicant needs emergency assistance. If the applicant meets the county's requirements, county aid shall be granted until the investigation for aid under this chapter is completed.]

Sec. 15. Section 3082.2 of said code is repealed.

[3082.2. Whenever an applicant for aid under this chapter is found by investigation to be ineligible but it is apparent that such applicant will become eligible within 90 days, the application shall be kept on file in order that aid may be granted from the date of eligibility. However, the applicant shall be required to keep the county informed of any substantial changes in his circumstances which may otherwise affect eligibility.]

Sec. 16. Section 3084.6 is added to said code, to read:

3084.6. Notwithstanding any other provisions of this chapter or of Chapter 3 (commencing with Section 3400) of Part 1 of Division 5 of this code, any recipient who has a plan for achieving self-support may retain, beginning July 1, 1963, such additional amounts of other income and resources as may be necessary for the fulfillment of such plan for a period not to exceed 12 months or such other period as may be authorized by federal law or regulations.

Sec. 17. Section 3472 of said code is amended to read:

3472. Any applicant shall be entitled to an amount of aid which, when added to the income of the applicant from all other sources, equals one hundred twenty dollars (\$120) per month.

The amount of the grant as set forth in this section and Section 3472.01 shall be adjusted annually by the State Social Welfare Board to reflect any increases in the cost of living occurring after January 1, 1960. The average of the separate indices of cost of living for Los Angeles and San Francisco, as published by the United States Bureau of Labor Statistics, shall be used as the basis for determining the changes in the cost of living. Whenever the cost of living increases by a percentage which when multiplied by one hundred fifteen dollars (\$115) results in a product of one dollar (\$1) or more, this product adjusted to the nearer dollar amount shall be added to the monetary amount specified in the preceding paragraph and to the corresponding figure specified in Section 3472.01. The resultant sum shall be declared by formal action of the State Social Welfare Board to be the monthly grants payable under this section and Section 3472.01, respectively. In giving effect to the cost of living increase feature of this section the State Social Welfare Board shall select a base month for computation of the percentage change in the cost of living since January 1, 1960. The same month shall be used annually thereafter. The ordered change in maximum grant shall become effective on the first day of the month following the expiration of a ninety (90) day period following the date of the formal action of the board directing the change.

In computing the amount of income determined to be available to support a recipient under this chapter the value of currently used resources shall be included but the value of earned income which is exempt pursuant to this section and the value of casual income and inconsequential resources shall be excluded.

In any case where it is found that the need of an applicant exceeds the maximum provided by this section an additional amount of aid shall be paid as provided by Section 3472.01 of this code.

Annual net income from any of the following sources of a combined total value not exceeding one thousand [two] five hundred dollars [(\$1,200)] (\$1,500) increased by one half of that part of the recipient's annual income which is in excess of one thousand [two] five hundred dollars [(\$1,200)] (\$1,500) shall not be considered for any purpose:

- (a) Income from applicant's labor or services;
- (b) The value of foodstuffs produced by the applicant or his family for his use or that of his family;
- (c) The value of firewood and/or water produced on the premises of the applicant or given to him by another for the applicant's use;
- (d) The value of gifts;
- (e) The value of the use and occupancy of premises owned and occupied by the applicant;
- (f) The net income from real and personal property owned by the applicant.

Income in addition to the above specified shall be computed on the basis of net income. For the purpose of enabling and encouraging a greater number of recipients of aid under this chapter to become self-supporting, all expenditures incurred by an applicant for or a recipient of aid under this chapter in effecting his plan to become self-supporting, including payments made for the purchase of material for fixtures

and equipment needed by him in effecting such plan, shall be deducted from gross income in computing his net income for purposes of this chapter: provided, such payments shall not be more than one hundred dollars (\$100) per month.

SEC. 18. Section 3473 of said code is amended to read:

3473. An applicant for aid under this chapter shall in addition prove that he is able to secure and willing to use resources and income he is permitted to retain under this chapter, for the purposes of achieving self-support.

The county shall determine whether the applicant has the qualifications necessary for aid under this chapter and may, despite his application, deny him aid under this chapter, and, if eligible, thereunder, grant him aid to the needy blind under Chapter 1 of this part. [Any applicant denied aid under this chapter may file an appeal with the State Social Welfare Board.]

An applicant granted aid under this Chapter 3 shall not be eligible for aid under Chapter 1 of this part.

At least annually the county shall preview the case of every applicant receiving aid under this chapter and shall redetermine whether he is eligible for aid under this chapter or should be granted aid, if eligible under Chapter 1 of this part. Any redetermination by the county shall be subject to review by the State Social Welfare Board upon the appeal of the applicant.]

SEC. 19. Section 4000 of said code is amended to read:

[4000. When used in this chapter "needy disabled person" means a person who meets the eligibility requirements set forth in this chapter and who has a physical or mental impairment, disease, or loss, or combination of these, that prevents him from obtaining employment to the extent required to produce an income adequate to meet his current needs. To the extent required by federal law the impairment must be both permanent and total.]

4000. When used in this chapter, the following words shall have the meanings ascribed to them in this section:

(a) "Needy disabled person" means a person who meets the eligibility requirements set forth in this chapter and who is both permanently impaired and totally disabled.

(b) "Permanently impaired" means that the individual has a major physical or a major mental impairment or a combination of both which is verified by medical findings and appears reasonably certain to continue throughout the lifetime of the individual without substantial improvement.

(c) "Totally disabled" means that the impairment substantially precludes the individual from engaging in useful occupations within his competence, such as holding a job or homemaking. Employment in a sheltered workshop or under an approved vocational rehabilitation plan shall not be considered a "useful occupation" for purposes of this chapter.

SEC. 20. Section 4001 of said code is repealed.

[4001. It is the object and purpose of this chapter to provide persons whose dependency results from disability defined by Section 4000 with assistance and services which will encourage them to make greater efforts to achieve self-care and to enlarge their opportunities for independence.]

SEC. 21. Section 4001 is added to said code, to read:

4001. It is the object and purpose of this chapter to provide persons whose dependency results from disability defined by Section 4000 with assistance and services which will encourage them to make greater efforts to achieve self-care and self-support and to enlarge their opportunities for independence.

In supervising the administration of this chapter the department shall encourage the rehabilitation or employment of the recipient if it appears that with proper care and training such person may become more self-sufficient.

The department and the State Department of Education shall jointly develop plans for the orderly processing of cases referred to the Bureau of Vocational Rehabilitation for a determination of feasibility and planning for vocational rehabilitation.

The department and the State Department of Employment shall jointly develop plans for the orderly processing of cases referred to the Department of Employment for a determination of employability and job referral.

The policy shall be followed of granting aid to the recipient in his own home or in some other suitable home of his own choosing, in preference to placing him in an institution.

SEC. 22. Section 4002 of said code is repealed.

[4002. In administering this chapter the Department of Social Welfare shall encourage the rehabilitation or employment of the recipient if it appears that with proper care and training such person may become more self-sufficient. The policy shall be followed of granting the aid to the recipient in his own home or in some other suitable home of his own choosing, in preference to placing him in an institution.]

SEC. 23. Section 4012 is added to said code, to read:

4012. The provision of useful work experience and constructive vocational training for disabled recipients is a matter of statewide concern. Insofar as practical each county department shall establish a community work experience and vocational training program for disabled persons for whom such experience and training is deemed desirable as part of a plan to help them become self-supporting.

Such programs shall be conducted in accordance with standards and regulations established by the Department of Social Welfare as desirable and necessary to qualify for such federal funds as are available.

The cost of materials, equipment and supervision provided by agencies co-operating with the county department in community work experience and training programs shall not be charged as an administrative expense under this chapter or with respect to other public assistance programs.

Projects developed under this section shall be confined to projects which serve a useful public purpose, do not result either in displacement of regular workers or in the performance of work that would otherwise be performed by employees of public or private agencies, institutions, or organizations, and (except in cases of projects which involve emergencies or which are generally of a nonrecurring nature) are of a type which has not normally been undertaken in the past by the State or community, as the case may be.

SEC. 24. Section 4020 of said code is amended to read:

4020. For needy disabled persons qualifying for aid under the provisions of this chapter there shall be paid an amount equivalent to the actual needs of the recipient as set forth in this section but not to exceed an average grant computed statewide for all recipients of aid under this chapter of one hundred dollars (\$100) per month. In the event the average grant per recipient [in any month] exceeds an amount of one hundred dollars (\$100) the State Department of Social Welfare shall take immediate steps to reduce or curtail payments for attendant services or other special services arising from their disability to the end that the monthly average per recipient for the full fiscal year does not exceed one hundred dollars (\$100).

The State Social Welfare Board shall establish a standard of assistance, within the limits set forth in this section, which will enable each recipient to maintain himself in decency and health. The board shall establish a standard to cover actual needs, common to all persons [not to exceed one hundred six dollars (\$106) per month]. Within the limit of the average grant set forth in this section the board may provide for payment of an additional sum to those recipients whose physical condition is such that they require the services of a full- or part-time attendant or other special services. In determining whether a recipient is entitled to receive payment for attendant or other special services, the scale set forth in Section 2181 of this code shall be used to determine the amount of income of his spouse that is available to meet his needs for such services. [Allowance for attendant services shall not be made when rendered by a responsible relative with whom the recipient is living.]

The board shall give priority to persons in the greatest need without replacing other public or private resources which can provide the services. Voluntary contributions or grants from other public sources, private agencies, friends or relatives which are specifically and solely provided for such attendant services and which would not otherwise be available shall not be considered as applying toward the actual needs of said recipient.

The State Department of Social Welfare may provide by rule that any change in grant for an amount of two dollars (\$2) or less may be delayed not more than two months beyond the month in which the recipient reported the change in circumstances.

SEC. 25. Section 4020.1 is added to said code, to read:

4020.1. The amount of the average grant set forth in Section 4020 shall be adjusted annually by the department to reflect any increases in the cost of living occurring after January 1, 1964. The average of the separate indices of the cost of living for Los Angeles and San Francisco, as published by the United States Bureau of Labor Statistics, shall be used as the basis for determining the changes in the cost of living.

In giving effect to the cost of living provisions of this section, the department shall select a comparison month for computation of the percentage change in the cost of living after January 1, 1964. The same month shall be used annually thereafter. The determination of whether an adjustment is to be made, and the amount of such adjustment, shall be made by comparing the average index for the comparison month with the average index for January 1, 1964. The product of any percentage increase in the average index and one hundred dollars (\$100) shall be

reduced by the dollar amount of any cost of living increase currently in effect pursuant to the provisions of this section. If the resultant amount, when adjusted to the nearer dollar, is one dollar (\$1) or more, it shall be added to the maximum average grant currently in effect under Section 4020. The resultant sum shall be declared by formal action of the director to be the maximum average grant payable under Section 4020.

The maximum average grant established by this action shall become effective on the first day of the month following the expiration of a 90-day period following the date of the formal action of the director.

SEC. 26. Section 4160 of said code is amended to read:

4160. Aid shall be granted under this chapter to any needy disabled person who comes within all of the following descriptions:

(a) Who has attained the age of 18 years.

(b) Who resides in the State and has so resided [continuously] for at least one year immediately preceding the date of application and for at least three years within the nine years immediately preceding the date of application, has become disabled while a resident of this State, or is eligible under the terms of a reciprocal agreement entered into by the department with another state [immediately preceding the date of application and for at least five years within the nine years immediately preceding the date of application].

(c) Who has not made any voluntary assignment or transfer of property for the purpose of qualifying for such aid.

(d) Who is not at the time of receiving such aid a patient in an institution for tuberculosis or mental disease, a patient in a medical institution as the result of a diagnosis of tuberculosis or psychosis, an inmate of a public institution of a custodial (nonmedical), penal, or correctional character, or an inmate of a federal medical institution. Any such inmate or patient, however, may make an application for aid under this chapter and have his application investigated and acted upon without delay, in the same manner as applications of other persons are acted upon, while he is such an inmate or patient, and, if he is otherwise qualified under the terms of this chapter, such application shall be approved. The aid shall be granted to him from the first day of the month in which the determination is made that he is eligible, but in no event shall the aid commence prior to the date of the application. The applicant may remain an inmate or patient until he receives his first monthly payment, whereupon he shall cease to be such inmate or patient.

(e) Who is not receiving adequate support from a husband or wife, or parent, or child.

SEC. 27. Section 4180 of said code is repealed.

[4180. Application for aid under this chapter shall be made to the board of supervisors in the county in which the applicant resides as specified in Section 4190. All persons wishing to make application for aid shall be given the opportunity to do so and aid shall be granted with reasonable promptness to all eligible persons.]

SEC. 28. Section 4181 of said code is repealed.

[4181. The board of supervisors, directly or through an authorized agent, shall upon receipt of an application for aid, promptly, without any unnecessary delay, and with all diligence, make the necessary investigation and determine whether or not the applicant is eligible for aid except as to disability which shall be handled as specified by Section 4181.5.]

SEC. 29. Section 4182 of said code is repealed.

[4182. If the applicant is found to be eligible, payment shall be made promptly and aid shall be granted to him from the first day of the month in which the determination is made that he is eligible but in no event shall the aid commence prior to the date of application.]

SEC. 30. Section 4183 is added to said code, to read:

4183. In order to assist a disabled recipient unable to manage his cash grant, aid under this chapter may be paid in kind, wholly or in part, or to a guardian, conservator or other responsible person designated in accordance with regulations of the department to act in his behalf. Such method of payment may only be used when it is determined by the county director that the recipient is mismanaging or is unable to properly manage aid payments in cash. The department shall make regulations for the payment of aid under this section and for the selection of designated representatives so that aid in kind will be used only in cases wherein it is shown to be necessary.

Aid under this section shall be paid in accordance with the standards prescribed by Section 4020 of this code. The cost of aid shall be borne by the State and county in the same proportion and up to the same maximums as those specified for state-county participation in aid as set forth in Sections 4020 and 4021 of the code. Aid

granted under provisions of this section shall be paid without federal participation whenever federal funds are not provided by the laws of the United States or rules and regulations promulgated thereunder.

SEC. 31. Section 4600 of said code is repealed.

[4600. Application for services under this chapter shall be made to the board of supervisors of the county in which the recipient receives public assistance.]

SEC. 32. Section 4701 of said code is amended to read:

4701. As used in this chapter:

(a) "Medical assistance" means medical care as defined by Section 4502 of this code, which is rendered in behalf of aged persons as provided by Section 4722 of this chapter and the regulations of the State Social Welfare Board pursuant thereto.

(b) "Aged person" means any person 65 years of age or older who meets the following conditions:

1. Who resides in California.
2. Whose average monthly income over the next 12 months is not expected to exceed the costs of his medical care plus the cost of his maintenance as determined by the standard of assistance for a recipient of Old Age Security.
3. Who does not own personal or real property or both in excess of the amount permitted for recipients of Old Age Security.
4. Who is not a recipient of Old Age Security.
5. Who is not a patient in an institution for tuberculosis or mental diseases.
6. Who is not a patient in a medical institution as a result of a diagnosis of tuberculosis or psychosis except to the extent federal reimbursement is provided by Title I of the Federal Social Security Act.
7. Who is not an inmate of a public institution except as a patient in a public medical institution.

(c) "County hospital" means a medical facility established and maintained by the board of supervisors of a county pursuant to Section 1441 of the Health and Safety Code.

(d) "Contract hospital" means a nonprofit medical facility licensed pursuant to Section 1401 of the Health and Safety Code, with which the board of supervisors of a county which does not maintain a county hospital has executed a contract, currently in effect, to care for medically indigent individuals.

SEC. 33. Section 4706 is added to said code, to read:

4706. Whenever an aged person, by virtue of other federal or state statutes or by virtue of an enforceable contract, is entitled to medical care or payment for medical care, benefits payable under this chapter shall be reduced to the extent of his entitlement. Such reduction shall not preclude the use of benefits under this chapter to supplement his entitlement to the point where his medical needs are met.

SEC. 34. Section 4707 is added to said code, to read:

4707. The State Social Welfare Board, in construing statutory provisions regulating the property holdings of recipients of assistance under this chapter, shall adopt the construction most favorable to the recipients. If federal requirements permit a more liberal construction of those provisions for recipients of assistance under this chapter, than is permitted for the construction of the same provisions for recipients of aid under Chapter 1 (commencing with Section 2000) of Division 3 of this code, the board shall adopt the more liberal construction.

SEC. 35. Section 4720.5 is added to said code, to read:

4720.5. The director of a county agency which administers the provisions of this chapter and also administers medical facilities may not delegate to an employee the decision to authorize or deny aid under this chapter, if he has also delegated authority to that employee to operate or participate in the operation of any such medical facility.

SEC. 36. Section 4722 of said code is amended to read:

4722. The State Social Welfare Board shall establish the maximum allowances for services to be provided and shall prescribe the policies, standards, and scope of services to be provided by this chapter and shall adopt such rules and regulations as are necessary for carrying out every provision of this chapter and not inconsistent therewith.

In establishing the scope and limitations of medical assistance to be provided pursuant to this chapter, the Social Welfare Board shall be limited to providing [long term] medical care to an aged person who requires care in a hospital or a nursing home and outpatient care for such aged person following discharge therefrom.

[Long-term medical] Medical care means medical assistance required [, as defined by subdivision (a) of Section 4701, provided in behalf of persons requiring confinement of more than 30 days] in a medical facility operated or licensed by the United States, one of the several states, or a political subdivision of a state [holding a valid license from the State Department of Public Health as a hospital within the meaning

of Section 1401 of the Health and Safety Code), or in a facility exempt from licensure pursuant to subdivision (c) of Section 1415 of the Health and Safety Code [said code]. Such [long-term] medical care shall include the services of physicians and related personnel as well as the other inpatient services provided by the hospital or nursing home. Medical assistance shall be continued, as needed, on an outpatient basis upon release from the hospital or nursing home.

A transfer from one facility to another shall not be considered as an interruption in the continuity of care.

No cost of care shall be paid for under this chapter for the first 30 days of confinement in a hospital or nursing home *except as is expressly provided elsewhere in this chapter.*

Upon a showing of favorable cost experience and the approval of the State Department of Finance the State Social Welfare Board may reduce the required period of confinement and the period for which costs of care may not be paid but in no event shall either of these periods of time be reduced below 21 days.

In adopting the schedule of maximum allowances as required by this section the State Social Welfare Board shall not adopt a schedule which offers local public medical facilities a lesser rate of return in comparison to actual costs than is offered to nonpublic facilities. To the extent that rate schedules established for nonpublic facilities include a factor for plant depreciation or replacement, the same consideration shall be extended in determining rates for public facilities.

No cost of care shall be paid for under this chapter to a medical facility unless:

(a) *It is licensed by the State Department of Public Health as a hospital within the meaning of Section 1401 of the Health and Safety Code; or*

(b) *It is licensed by a comparable agency in another state; or*

(c) *It is exempt from licensure pursuant to subdivision (c) of Section 1415 of the Health and Safety Code; or*

(d) *It is operated by the Regents of the University of California.*

SEC. 37. Section 4722.1 is added to said code, to read:

4722.1. Notwithstanding the provisions of Section 4722, payment shall be made for the first 30 days of care if confinement occurs in a county hospital or in a contract hospital or nursing home to which an aged person is transferred from a county hospital or contract hospital.

SEC. 38. Section 4737 is added to said code, to read:

4737. Any recipient of assistance under this chapter who is discharged from a hospital or nursing home, meets the eligibility qualifications for aid under Chapter 1 (commencing with Section 2000) of Division 3 of this code, and has sufficient income to maintain himself until old age assistance is granted to him, shall be provided with sufficient funds for the cost of his maintenance as determined by the standard of assistance for a recipient of old age assistance. If the recipient's care under this chapter was paid for by county and federal funds only, the grant payable under this section shall be paid entirely out of county funds. If such care was paid for, in part, out of state funds, the state and county shall share in the aid grant payable under this section in the same ratio as they share in the payment of aid grants under Chapter 1 (commencing with Section 2000) of this code, and the State's share is hereby appropriated and shall be paid to the county in the same manner as is provided for under Chapter 1 (commencing with Section 2000) of Division 3 of this code.

Any recipient of assistance under this chapter who is discharged from a hospital or nursing home and who was a recipient of aid under Chapter 1 (commencing with Section 3000) or Chapter 3 (commencing with Section 3400) of Part 1 of Division 5, or under Chapter 1 (commencing with Section 4000) of Part 2 of Division 5, shall be entitled to have his aid grant restored immediately upon his discharge from the hospital or nursing home, and no new application shall be required.

SEC. 39. Section 4753 of said code is amended to read:

4753. Each county shall contribute an amount equal to one-fourth of the total expenditures under this chapter for the care of aged persons who are patients in a hospital or nursing home, *except as is hereinafter provided.* [No county shall be required to pay any of the cost of medical assistance provided on an outpatient basis.]

The cost of medical assistance provided on an outpatient basis shall be borne by the state, after deducting therefrom such federal funds as are received pursuant to Title 1 of the Federal Social Security Act.

The cost of medical assistance provided during the first 30 days in accordance with Section 4722.1 of this code shall be borne by the county, after deducting therefrom such federal funds as are received pursuant to Title 1 of the Federal Social Security Act.

The county share shall be deposited in the county Medical Care Revolving Fund established pursuant to Section 4604.5 of this code.

Sec. 40. Sections 19 to 26, inclusive, shall become operative on January 1, 1964.

Sec. 41. Sections 16 to 18, inclusive, and Section 12 shall become operative on July 1, 1963.

Sec. 42. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

This act permits the payment of aid to the blind for a limited period to recipients of aid to the potentially self-supporting blind, and will render the state eligible to receive federal assistance toward the payment of aid grants to such recipients, which is not the case now. In order that this State may obtain the available federal funds at the earliest possible time, it is essential that this act go into effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend Article IV, Section 2(a) of the Constitution was presented:

By Senator Christensen:

Request for Permission to Suspend the Constitution

SENATE CHAMBER, April 10, 1963

MR. SECRETARY: In accordance with the provisions of Article IV, Section 2(a), of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill within 30 days of its introduction, the number and title of which is as follows:

Senate Bill No. 1173—An act making an appropriation for the Humboldt County Flood Control Project, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

CARL L. CHRISTENSEN

Recommendation of Committee on Rules

SENATE CHAMBER, April 10, 1963

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Christensen:

Resolved, That Article IV, Section 2(a) of the Constitution which provides that no bill, other than the Budget Bill, shall be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 1173.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Lagomarsino, McAteer, Miller, Nisbet, O'Sullivan, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.
NOES—None.

Article IV, Section 2(a), of the Constitution was declared suspended.

**WITHDRAWAL AND RE-REFERENCE OF SENATE BILLS
NOS. 1128 AND 1129**

Senator Bradley moved that Senate Bills Nos. 1128 and 1129 be withdrawn from Committee on Public Utilities and re-referred to Committee on Local Government.

Motion carried.

**WITHDRAWAL AND RE-REFERENCE OF SENATE
BILLS NOS. 1127 AND 1163**

Senator Bradley moved that Senate Bills Nos. 1127 and 1163 be withdrawn from Committee on Transportation and re-referred to Committee on Local Government.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Miller:

**Senate Resolution No. 124
Relative to traffic safety week**

WHEREAS, The alarming increase of highway fatalities and accidents is the cause of great concern to all Californians; and

WHEREAS, The California Licensed Vocational Nurses' Association has planned a traffic safety program during the week of June 24 to 29, 1963, as Traffic Safety Week and the accident prone week of July 4th; and

WHEREAS, This is a week that all Californians should reflect on safe driving habits and practices; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate do hereby proclaim the week of June 24 to 29, 1963, as Traffic Safety Week and request the Governor of California to also so proclaim; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a copy of this resolution to the Governor of California and Mrs. Lura E. Bryant, Executive Director, California Licensed Vocational Nurses' Association.

Resolution read and referred to Committee on Rules.

**CONSIDERATION OF DAILY FILE
Consideration of Assembly Amendments**

Senate Bill No. 350 -An act to amend Section 215.1 of, and to repeal Sections 215.3 and 215.4 of, the Agricultural Code, relating to swine.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 350?

Amendment No. 1

On page 2, line 1, of the printed bill, strike out "215.4".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 350 by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Lagomarsino, McAteer, Nishet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rogan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—None.

Above bill ordered enrolled.

Senate Bill No. 796—An act to add Article 1.8 (commencing with Section 2598) to Chapter 7 of Division 5, to add Article 2.1 (commencing with Section 2530) to Chapter 6 of Division 5, and to add Article 4.5 (commencing with Section 25456) to Chapter 2 of Division 18.5, of the Education Code, relating to junior college districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 796

Senator Miller moved that Senate Bill No. 796 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 835—An act to add Section 31233.1 to the Education Code, relating to scholarships for the study of agriculture.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 753—An act to amend Section 22650 of the Education Code, relating to junior colleges.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 851—An act to amend Sections 31203 and 31214.1, of the Education Code, relating to the State Competitive Scholarship Program.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 77—An act to amend and renumber Section 13531 of the Education Code, relating to group life insurance for certified employees.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 873—An act authorizing grantees of lands conveyed by the State pursuant to Chapter 1885 of the Statutes of 1959 to bring suit against the State to quiet title to the lands so conveyed or to obtain declaratory relief.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Concurrent Resolution No. 41—Relative to the State Board of Equalization.

Resolution read and ordered engrossed, and to Consent Calendar.

Senate Bill No. 859—An act to amend Sections 18602, 18606, 18654, 18670, 18672, 18673, 18674, 18675, 18676, 18677, 18678, 18679, 18690, 18710, 18711, 18712, 18713, 18714, 18731, 18732, 18733, 18734, 18742, 18747, 18748, 18748.5, 18750, 18751, 18760, 18761, 18762, 18780, and 18783 of, to add Section 18607 to, and to add Article 7.5 (commencing with Section 18755) to Chapter 2, Division 8 of, the Business and Professions Code, and to amend Sections 337b, 337c, 337d, and 337e of the Penal Code, relating to boxing and wrestling.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency.

Amendment No. 1

On page 1, line 6, of the printed bill, after "match" insert ", or who teaches or pursues or assists in the practice of boxing or wrestling."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 888—An act to amend Sections 19480, 19490, 19550, and 19569 of, to repeal and add Article 6 (commencing with Section 19530), Chapter 4, Division 8 of, and to repeal Section 19570 of, the Business and Professions Code, relating to horse racing.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 32 of the printed bill, strike out "allot", and insert "allow".

Amendment No. 2

On page 2, line 32, after the first "to", insert "an applicant or".

Amendment No. 3

On page 2, line 35, after the first "to", insert "an applicant or".

Amendment No. 4

On page 2, line 39, after the first "to", insert "an applicant or".

Amendment No. 5

On page 2, line 42, after the first "to", insert "an applicant or".

Amendment No. 6

On page 2, line 46, after the first "to", insert "an applicant or".

Amendment No. 7

On page 2, line 49, after the first "to", insert "an applicant or".

Amendment No. 8

On page 3, line 23, strike out "applicant applying", and insert "application".

Amendment No. 9

On page 3, line 24, strike out "it", and insert "the applicant".

Amendment No. 10

On page 3, strike out lines 26 to 32, inclusive, and insert "(c) To any application for any type of racing by an applicant which applies for, and is granted, a license for a type of racing different from that for which it or its predecessor in interest was licensed in 1962."

Amendment No. 11

On page 3, strike out lines 41 to 43, inclusive, and insert "19534."

Amendment No. 12

On page 3, line 44, strike out "licenses", and insert "any license".

Amendment No. 13

On page 3, strike out line 45, and insert "to an applicant other than a fair shall be only for one type of".

Amendment No. 14

On page 3, strike out lines 47 and 48, and insert "case may be."

Amendment No. 15

On page 4, strike out lines 33 to 39, inclusive; and in line 40, strike out "(c)", and insert "(b)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 431—An act making an appropriation for the acquisition and development of real property in the City of Sacramento, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "without regard to fiscal years", and insert "until June 30, 1965, including payment of obligations incurred prior to the effective date of this act".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 458—An act to amend Sections 5253, 5700, 7410, 8104, 8107, 8401, 8707, and 8755 of, the Financial Code, and to add Sections 5075 and 6700.1 to said code, relating to saving and loan associations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1, lines 10 and 11, of the printed bill, as amended in the Senate April 3, 1963, strike out ", in relation to the association's affairs, transactions and condition".

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 458

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate April 3, 1963, strike out "agency", and insert "agent".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 884—An act to amend Section 12003 of the Revenue and Taxation Code, and to amend Section 1530 of the Insurance Code, relating to the taxation of insurers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 441—An act to amend Sections 5069, 7158, 7159, 7173, 7177, 7178, 7179, 7180, 7183, 7400, 8705, and 8714 of, to repeal

Section 7406 of, and to add Sections 5073, 8703.1, 8703.2, and 8707.5 to, the Financial Code, relating to savings and loan associations.

Bill read second time.

Motion to Re-refer Senate Bill No. 441

Senator Miller moved that Senate Bill No. 441 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 457—An act to add Sections 6450.1, 6450.2, 6450.3, 6450.4, and 9207, to amend Sections 6451, 6452, and 6454, and to repeal Section 6462, of the Financial Code, relating to savings and loan associations.

Bill read second time.

Motion to Re-refer Senate Bill No. 457

Senator Miller moved that Senate Bill No. 457 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 459—An act to amend Sections 6700 and 7255 of the Financial Code, relating to savings and loan associations.

Motion to Re-refer Senate Bill No. 459

Senator Miller moved that Senate Bill No. 459 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 739—An act to amend Sections 2, 6, 7, 9, 11, 12, 16, 17 and 37 of, and to add Sections 9.1, 9.2, 9.3, 9.4, 9.5, 12.1, 12.2, 38.1, and 38.2 to, the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), relating to the San Benito County Water Conservation and Flood Control District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 3, line 22, of the printed bill, as amended in Senate March 25, 1963, after "rights-of-way", strike out the comma, and insert a semicolon.

Amendment No. 2

On page 3, strike out lines 23 and 24; and in line 25 strike out "negligence, wantonness or malice";

Amendment No. 3

On page 6, between lines 38 and 39, insert
"One hundred days before the election the board shall cause to be published a notice to the effect that petitions of nomination may be filed for the office or offices of director to be filled at the election."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 98—An act to add Section 21962 to the Vehicle Code, relating to traffic control.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 188—An act to add Section 16507.5 to the Education Code, relating to school supplies and equipment.

Bill read second time, and ordered to third reading.

Assembly Bill No. 970—An act to amend Section 2582 of the Education Code (as added by Chapter 1077 of the Statutes of 1961), relating to school district organization.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1046—An act to add Section 20953 to the Education Code, relating to funds received by school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1124—An act to repeal Section 6101 of the Education Code, relating to persons seeking citizenship.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1208—An act to amend Section 50262 of the Government Code, relating to human relations commissions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 50260, 50261 and".

Amendment No. 2

On page 1 strike out line 1, and insert

"SECTION 1. Section 50260 of the Government Code is amended to read:
50260. The purpose of this article is to promote the establishment in cities, counties and cities and counties throughout the State of commissions designed to foster peaceful relations in the interest of preserving the public peace among citizens of different racial, religious and ethnic backgrounds.

SEC. 2. Section 50261 of said code is amended to read:

50261. It is hereby found that the promotion of positive human relations for the purpose of insuring public peace, health, safety, and general welfare of all the people of this State is a principal governmental concern and responsibility, and cities, counties and cities and counties are hereby authorized to expend public funds to attain these objectives.

SEC. 3. Section 50262 of said code is".

Amendment No. 3

On page 1, line 3, strike out "The board of supervisors in any county", and insert "The governing body of any city, county, or city and county".

Amendment No. 4

On page 1, line 8, strike out "racial and religious".

Amendment No. 5

On page 1, line 8, after "prejudice", insert "on account of race, color, religion, national origin or ancestry".

Amendment No. 6

On page 1, strike out line 14, and insert "race, color, religion, national origin or ancestry."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Assembly Bill No. 931—An act to amend Section 19253.5 of the Government Code, relating to state civil service.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 932—An act to amend Section 19142 of the Government Code, relating to reinstatement to the state civil service.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 933—An act to amend Sections 18533, 18537, and 19054 of the Government Code, relating to state civil service employment lists.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 981—An act to amend Section 19623 of the Business and Professions Code, relating to fairs and expositions.

Bill read second time.

Motion to Re-refer Assembly Bill No. 981

Senator Miller moved that Assembly Bill No. 981 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 376—An act to add Section 14675.5 to the Education Code, and to amend Section 1372 of the Financial Code, relating to investment of funds of school district retirement plans.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1029—An act to add Section 11580.3 to the Insurance Code, relating to the recovery of minors under uninsured motorist coverage.

Bill read second time, and ordered to third reading.

Assembly Bill No. 975—An act to amend Sections 17151, 17155 and 17709 of the Vehicle Code, relating to the limit of civil liability for imputed negligence or willful misconduct.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1324—An act to amend Sections 6407, 6408 and 6410 of the Financial Code and to add Sections 956 and 1182 to, and amend Sections 11715 and 12485 of, the Insurance Code, relating to savings and loan associations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 912—An act to amend Section 4650 of the Corporations Code, relating to involuntary winding up or dissolution of corporations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 914—An act to amend Sections 11750.3 and 11755 of the Insurance Code, relating to rating organizations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1130—An act to repeal Section 7853 of, to amend Sections 7753, 7754, 7758, 7851, 7852, 8105, and 8251 of, to repeal Article 3 (commencing with Section 7951) of Chapter 3 of Division 7 of, and to add Article 6 (commencing with Section 8425) to Chapter 4 of Division 7 of, the Education Code, relating to the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 21, 1963, strike out "8105, and 8251", and insert "and 8105".

Amendment No. 2

On page 2, strike out line 12, and insert "patriotism, and a true comprehension of the rights, duties, and dignity of American citizenship, to teach them to avoid idleness, profanity, and".

Amendment No. 3

On page 2, line 13, after "falsehood," insert "and".

Amendment No. 4

On page 2, lines 14, 15 and 16, strike out " , and to train them up to a true comprehension of the rights, duties, and dignity of American citizenship".

Amendment No. 5

On page 3, strike out lines 16 to 25, inclusive.

Amendment No. 6

On page 3, line 26, strike out "SEC. 9." and insert "SEC. 8."

Amendment No. 7

On page 3, line 28, strike out "SEC. 10.", and insert "SEC. 9."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1009—An act to add Section 34090.7 to the Government Code, relating to destruction of city records.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "copies and".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 162—An act to amend Section 707 of the Welfare and Institutions Code, relating to crimes of minors.

Bill read third time.

Motion to Amend

Senator Lagomarsino moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate April 3, 1963, after "finding", insert "that the offense alleged is punishable as a felony under the general law and".

Amendment No. 2

On page 1, line 8, after "offense", insert ", or that the offense alleged is punishable as a misdemeanor under the general law and that the minor was 18 years of age or older at the time of the alleged commission of such offense,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 621—An act to add Chapter 4 (commencing with Section 25500) to Division 13 of the Elections Code, relating to candidates for legislative offices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—Senator Cameron—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 736—An act to amend Section 1516 of the Code of Civil Procedure, relating to unclaimed property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 693—An act to amend Section 1297 of the Penal Code, relating to bail.

Motion to Re-refer Senate Bill No. 693

Senator Christensen moved that Senate Bill No. 693 be re-referred to Committee on Judiciary.

Motion carried.

Senate Bill No. 555—An act to amend Section 8020 of, and to add Section 8023.5 to, the Business and Professions Code, and to add Section 68105 to the Government Code, relating to shorthand reporters, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 681—An act to amend Section 24002 of, to repeal Sections 24003 and 24004 of, and to add Sections 24003 and 24004 to, the Water Code, relating to irrigation district improvement districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 862—An act to amend Sections 29, 30, 84 and 200 of the Solvang Municipal Improvement District Act (Chapter 1635 of the Statutes of 1951), relating to the Solvang Municipal Improvement District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, and Weingand—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 863—An act to amend Sections 5, 26.4, 26.7, 26.9, 26.15 and 32 of the Santa Clara County Flood Control and Water

Conservation District Act (Chapter 1405 of the Statutes of 1951), relating to flood control and water conservation in Santa Clara County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cohey, Collier, Delwig, Donnelly, Farr, Gables, Gibson, Grunsky, Holmquist, Lagomarsino, McAtter, Nisbet, O'Sullivan, Petersen, Pitman, Quick, Rees, Regan, Rohn, Schrale, Short, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 1110—An act to amend Section 20806 of the Education Code, relating to school district taxation, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Arnold.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Arnold, Backstrand, Begovich, Cameron, Cohey, Collier, Delwig, Donnelly, Farr, Gables, Gibson, Grunsky, Holmquist, McAtter, Miller, Nisbet, Petersen, Pitman, Quick, Rees, Regan, Rohn, Schrale, Sedawick, Short, Sturgeon, Teale, Way, Weingand, and Williams—50.

NOES—Senators Bradley and Lagomarsino—2.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Barnes, Cameron, Christensen, Cohey, Collier, Delwig, Donnelly, Farr, Gables, Gibson, Grunsky, Holmquist, Miller, Nisbet, O'Sullivan, Petersen, Rees, Regan, Rohn, Short, Sturgeon, Teale, Way, Weingand, and Williams—27.

NOES—Senators Backstrand, Bradley, Lagomarsino, Pitman, Quick, Schrale, Sedawick, and Symons—8.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 693—An act to add Section 3581.1 to the Education Code, relating to school district organization.

Bill read third time, and presented by Senator Barnes.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Barnes, Cameron, Christensen, Cohey, Collier, Delwig, Donnelly, Farr, Gables, Gibson, Grunsky, Holmquist, Lagomarsino, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pitman, Quick, Rees, Regan, Schrale, Sedawick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 489—An act to amend Section 65434 of the Government Code, relating to compensation and expenses of members of a board of zoning adjustment.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cohey, Delwig, Farr, Gables, Gibson, Grunsky, Holmquist, Lagomarsino, Nisbet,

O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, Weingand, and Williams—30.

NOES—Senators Burns, Collier, Donnelly, and McCarthy—4.

Motion to Reconsider

Senator Stiern moved to reconsider the vote whereby Assembly Bill No. 489 was passed.

Postponement of Reconsideration

On motion of Senator Stiern, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 489 was passed, was continued until next legislative day.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 366—An act to amend Sections 1129, 1307, 1755.5, and 1760.7 of, and to repeal Section 1760.6 of, the Welfare and Institutions Code, relating to the Youth Authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 709—An act to amend Section 13303 of the Revenue and Taxation Code, relating to definition of "estate" or "property".

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 6—Relating to federal legislation for the control of barbiturates and amphetamines.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 133—An act to amend Sections 13411 and 13956 of, to add Sections 13443 and 13874 to, to repeal Chapter 10 (commencing with Section 14361) of Part 8 of Division 2 of, and to add

Chapter 10 (commencing with Section 14371) to Part 8 of Division 2 of, the Revenue and Taxation Code, relating to inheritance taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 710—An act to amend Section 15402 of the Revenue and Taxation Code, relating to gift tax annual exemption.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1081—An act to amend Section 409 of the Probate Code, relating to appointment of administrators with the will annexed.

Objection Raised

Senator Donnelly objected to Assembly Bill No. 1081 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule 22.2, ordered Assembly Bill No. 1081 to the second reading file.

Assembly Bill No. 549—An act to add Section 1744.2 to the Code of Civil Procedure, relating to conciliation courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 236—An act to amend Section 23361 of the Revenue and Taxation Code, relating to the filing of consolidated tax returns for corporate tax purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Nisbet, O'Sullivan, Peterson, Pittman, Quick, Rees,

Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 553—An act to amend Section 322 of the Agricultural Code, relating to reports of sales of cold storage meat.

Objection Raised

Senator Holmdahl objected to Assembly Bill No. 553 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule 22.2, ordered Assembly Bill No. 553 to the second reading file.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 1203: By Senator Holmdahl—An act to amend Section 619 of the Revenue and Taxation Code, relating to the assessment of real property.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1204: By Senator Rees—An act to create the South Antelope Valley Water Agency, for the purpose of acquiring water supplies for and wholesaling same to local districts, companies, and others within its area, to protect existing water and property rights that have heretofore been perfected within the agency, to prevent encroachment upon the area within the agency from other agencies or public corporations having similar or like powers and purposes, and to provide for its organization, operation and management, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 1205: By Senator Rees—An act to amend the heading of Article 6 (commencing with Section 210) of Chapter 1 of Division 1 of, and to amend Sections 210 and 211 of, the Streets and Highways Code, relating to locations and design of state freeways.

Referred to Committee on Transportation.

Senate Bill No. 1206: By Senator Lagomarsino—An act to amend Section 829.6 of, and to repeal Section 829.7 of, the Agricultural Code, relating to containers.

Referred to Committee on Agriculture.

Senate Bill No. 1207: By Senator Rees—An act to repeal Article 6 (commencing with Section 210) of Chapter 1, and to add Article 6 (commencing with Section 210) to Chapter 1, Division 1 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 1208: By Senator Rees—An act to amend Section 887 of the Welfare and Institutions Code, relating to facilities for juveniles.

Referred to Committee on Social Welfare.

Senate Bill No. 1209: By Senator Stiern—An act to amend Section 70045.6 of the Government Code, relating to superior court reporters and fees.

Referred to Committee on Labor.

Senate Bill No. 1210: By Senator Miller—An act to repeal Section 652 of the Government Code, relating to actions against the State.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1211: By Senator Short—An act to amend Sections 74802, 74803, 74804, and 74805 of, and to add Sections 74806, 74807, 74808, and 74809 to, the Government Code, relating to the Stockton Municipal Court.

Referred to Committee on Local Government.

Senate Bill No. 1212: By Senator Short—An act to amend Sections 211, 214, 1061, 1062, 1063, 1065, 1066, 1067, 1068, 1073, 1074, 3513, 3514, 3515, 3517, 3518, 3541, 3542, 3546, 3601, 3602, and 3604 of, and the heading of Article 4 (commencing with Section 1061) of Chapter 5 of Part 1 of Division 1 of, and the heading of Article 4 (commencing with Section 3601) of Chapter 1 of Division 2 of, and to add Section 3510.1 to, the Public Utilities Code, relating to bulk liquid carriers.

Referred to Committee on Public Utilities.

Senate Bill No. 1213: By Senator Farr—An act to add Section 33701.5 to the Health and Safety Code, relating to redevelopment.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1214: By Senator Farr—An act to amend Section 26012 of the Health and Safety Code, relating to cosmetics, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Health and Safety.

Senate Bill No. 1215: By Senators Rodda and Grunsky—An act to add Section 657 to, and to amend Sections 871 and 1681 of, the Education Code, relating to the public school system.

Referred to Committee on Education.

Senate Bill No. 1216: By Senators Rodda and Grunsky—An act to add Sections 8501.1, 18351.1, 18351.2, and 18351.3 to, to amend Sections 18351, 18352, and 18353 of, and to repeal Section 18352.2 of, the Education Code, relating to public schools.

Referred to Committee on Education.

Senate Bill No. 1217: By Senators Rodda and Grunsky—An act to add Article 2.5 (commencing with Section 671) to Chapter 1 of Division 3 of, to add Article 4 (commencing with Section 871) to Chapter 2 of Division 3 of, to add Chapter 2 (commencing with Section 20400) to Division 15 of, to amend Sections 20101, 20102, 20105, 20106, 20108, and 20109 of, and to repeal Sections 20103, 20104, and 20107 of, the Education Code, and to amend Section 2611.5 of the Revenue and Taxation Code, relating to the public school system.

Referred to Committee on Revenue and Taxation.

ADJOURNMENT

At 11.01 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, April 15, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-FIRST LEGISLATIVE DAY

SEVENTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, April 15, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Assistant Secretary George B. Beattie at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—39.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

This is the day which the Lord has made; let us rejoice and be glad therein.
AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Grunsky led the Senate in the pledging of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Teale, on motion of Senator Burns, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to S. Dell Scott of Hollywood.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Donald Gallagher of San Francisco, and Marian and Eddie Sousa of Fairfax.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Edwin Rosenthal of Encino, and Neale Creamer of Beverly Hills.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bryant Lane, and the following students of Polytechnic High School of San Francisco: Yvonne Andreassian, Joyce Anderson, Marvell Bradley, Virginia Brusco, Sidney Brown, Nancy Brand, Robert Bengtskon, Patricia Baker, Carol Collins, Harriet Green, Katherine Bertsch, Patricia Glosson, Paul Keller, Margaret King, Lilly Louie, Steve Marcus, Patricia McGuern, Nina Meling, David Neilson, Maryline Wong, Willie Hankston, Harold Johnson, Michele Kern, Phyllis Lee, Bernaldo Molina, Estrelita Pangan, Sandy Phillips, Robert Schroeder, Victor Tripp, Sylvia Salcedo, Gerrie Yee, Tom Csekey, Bill Larson, Linda Lombardero, Gloria Evans, Melody Song, Yvette Lewis, Rita Willard, and Irv Jackson.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Celeste Myers and Kay Scardello, both of Sacramento.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William H. Parker, Chief of Police of Los Angeles.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Mother Lode Union Elementary School of Placerville: Mrs. G. Smith and Mr. D. Pender, teachers. *Students*—Marsha Beede, Delmont Blair, Donald Brown, Rose Ann Carnett, Patricia Clarke, Cynthia Clifton, Donald Cram, Vicki Dearing, Kerry DeMille, Janice DeVriend, Dan Duggan, Billy Foster, Suzanne Fulton, Denise Hunt, Bill Jones, Judy Jones, Mike Johnson, Elizabeth Lindsey, Helen Lowe, John McGregor, Ernie Navarro, Robin Peck, Valeta Pillow, Patricia Raymes, Janet Sadler, John Simpson, Marjorie Wenzek, Vickie Arwood, Diane Besse, Ronald Brown, James Carver, Allen Dawang, Phillip Dawson, Larry Escobar, Raymond Fiarecloth, David Givens, Rebecca Gregory, Tommy Harris, Tom Hohn, Alva Joyce, Marlene Luce, L. Ward Miller, Richard Ogden, Dennis Pebley, Sharon Pebley, Gary Rasmussen, Stephen Ream, Elaine Saich, Christopher Seddon, Gerardo Sosa, Robert Thomason, Keith Veerkamp, Dan Volrath, and Donald Wentz.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Leon Carrar, Plainfield, New Jersey; George Carrar, Los Altos Hills; and Josephine Melbrod, New Jersey.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Pat Pickett and Christy Pickett, both of Sacramento.

On request of Senators Rodda and Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Christina Pickett, Candace Pickett, Cindy Pickett, Jeff Pickett, Lynn Knighton, and Vicki Varley.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

THE RESOURCES AGENCY OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES
SACRAMENTO, April 12, 1963

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: I am enclosing for the information of the California State Senate a copy of the Biennial Report of the Department of Water Resources, just out. It covers the period to July 1, 1962. We have used a little different format for the report this year, and I hope you will find it informative and useful.

Sincerely yours,

WILLIAM E. WARNE, Director

Enc.

Letter of transmittal ordered printed in the Journal, and the report filed with the Secretary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 15, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 598
Assembly Bill No. 618

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly,
By RONALD COLLINS, Assistant Clerk

ASSEMBLY CHAMBER, April 11, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 277
Senate Bill No. 278
Senate Bill No. 279
Senate Bill No. 283

Senate Bill No. 327
Senate Bill No. 414
Senate Bill No. 613

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly,
By RONALD COLLINS, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 15, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 49
Senate Bill No. 127

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly,
By SUMNER C. MITCHELL, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 15, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Joint Resolution No. 5.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly,
By SUMNER C. MITCHELL, Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, April 11, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 286
Assembly Bill No. 296
Assembly Bill No. 1186
Assembly Bill No. 1264
Assembly Bill No. 1286

Assembly Bill No. 1331
Assembly Bill No. 1383
Assembly Bill No. 1416
Assembly Bill No. 1665

ARTHUR A. OIINIMUS, Chief Clerk of the Assembly,
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 286—An act to add Section 9409 to the Vehicle Code, relating to vehicle weight fees.

Referred to Committee on Transportation.

Assembly Bill No. 296—An act to add Section 459 to the Elections Code, relating to information pertaining to voters.

Referred to Committee on Rules.

Assembly Bill No. 1186—An act to amend Section 1061, and to repeal Sections 1361 and 1423 of, the Education Code, relating to schools.

Referred to Committee on Education.

Assembly Bill No. 1264—An act to add Section 34093 to the Government Code, relating to municipal petitions.

Referred to Committee on Elections.

Assembly Bill No. 1286—An act to amend Section 14359 of the Education Code, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1331—An act to amend Section 11004 of the Business and Professions Code, relating to community apartment project.

Referred to Committee on Business and Professions.

Assembly Bill No. 1383—An act to add Section 13465.1 to the Education Code, relating to employment in the public schools.

Referred to Committee on Education.

Assembly Bill No. 1416—An act to add Section 5780.19 to the Public Resources Code, relating to park and recreation districts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 1665—An act to add Section 4794.1 to the Health and Safety Code, relating to bond elections in county sanitation districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 15, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 49
Assembly Bill No. 66
Assembly Bill No. 686
Assembly Bill No. 894
Assembly Bill No. 897
Assembly Bill No. 995
Assembly Bill No. 1141
Assembly Bill No. 1145
Assembly Bill No. 1171
Assembly Bill No. 1196

Assembly Bill No. 1379
Assembly Bill No. 1402
Assembly Bill No. 1421
Assembly Bill No. 1445
Assembly Bill No. 1533
Assembly Bill No. 1626
Assembly Bill No. 1640
Assembly Bill No. 1667
Assembly Bill No. 1728

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 49—An act to add Division 1.5 (commencing with Section 160) to the Labor Code, relating to automation and technological developments, creating the California Commission on Manpower, Automation and Technology, prescribing its powers and duties.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 66—An act to amend Section 405 of, and to add Section 2420 to, the Vehicle Code, relating to motor-driven cycles.

Referred to Committee on Transportation.

Assembly Bill No. 686—An act to add Section 13864.1 to the Education Code, relating to state teachers' retirement.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 894—An act to amend Section 34324 of the Health and Safety Code, relating to housing authorities.

Referred to Committee on Local Government.

Assembly Bill No. 897—An act to add Section 34316.1 to the Health and Safety Code, relating to security for deposits of funds of housing authorities.

Referred to Committee on Local Government.

Assembly Bill No. 995—An act to repeal Section 16724 of the Business and Professions Code, relating to restraint of trade.

Referred to Committee on Business and Professions.

Assembly Bill No. 1141—An act to amend Section 605 of the Code of Civil Procedure and Section 1089 of the Penal Code, relating to alternate jurors.

Referred to Committee on Judiciary.

Assembly Bill No. 1145—An act to amend Section 11006 of, and to add Section 11008 to, the Education Code, relating to the minimum day for elementary schools.

Referred to Committee on Education.

Assembly Bill No. 1171—An act to add Sections 51520 and 51562 to the Government Code, relating to transfer of city functions.

Referred to Committee on Local Government.

Assembly Bill No. 1196—An act to amend Sections 310 and 321 of the Elections Code, relating to the registration of voters.

Referred to Committee on Elections.

Assembly Bill No. 1379—An act to amend Section 232 of the Civil Code, relating to custody and control of children.

Referred to Committee on Judiciary.

Assembly Bill No. 1402—An act to add Section 27801 to the Vehicle Code, relating to equipment on motorcycles.

Referred to Committee on Transportation.

Assembly Bill No. 1421—An act to amend Section 31595 of the Government Code, and to amend Section 1372 of the Financial Code, relating to investments of county retirement systems.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1445—An act to amend Section 24602 of, and to repeal Section 24009 of, the Vehicle Code, relating to vehicle equipment.

Referred to Committee on Transportation.

Assembly Bill No. 1533—An act to amend Section 27459 of the Vehicle Code, relating to snow-tread tires.

Referred to Committee on Transportation.

Assembly Bill No. 1626—An act to add Section 27013 to the Government Code, relating to local agency funds.

Referred to Committee on Local Government.

Assembly Bill No. 1640—An act to amend Sections 61754, 61755, and 61757 of the Government Code, to amend Sections 6782, 6783, 6786, 6940.6, 6949.9, 6941.6, 13902 and 14152 of the Health and Safety Code, to amend Sections 16651 and 16653 of the Public Utilities Code, to amend Section 37206 of the Water Code and to amend Section 24 of the Municipal Water District Law of 1911 (Chapter 671 of the Statutes of 1911), relating to county taxation of public service districts.

Referred to Committee on Local Government.

Assembly Bill No. 1667—An act to add Section 25100.6 to the Government Code, relating to county boards of supervisors.

Referred to Committee on Local Government.

Assembly Bill No. 1728—An act to add Article 4 (commencing with Section 11250) to Chapter 1 of Part 2 of Division 4 of the Business and Professions Code, relating to subdivisions.

Referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 11, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 29—An act to amend Section 5715.1 of the Education Code, relating to junior colleges, declaring the urgency thereof, to take effect immediately; And reports that the same has been correctly enrolled, and presented to the Governor on the 11th day of April, 1963, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 15—An act to add Division 20 (commencing with Section 71000) to the Water Code, thereby revising and consolidating the law relating to municipal water districts, including provisions for the supervision, regulation, and conduct of such districts, and to repeal the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911);

Senate Bill No. 50—An act to amend Sections 30225 and 30750 of the Streets and Highways Code, relating to bridges constructed under the California Toll Bridge Authority Act and their financing, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 85—An act to amend Sections 5081 and 5083 of, and to add Sections 5081.1, 5081.2 and 5081.3 to, the Business and Professions Code, relating to the practice of accountancy;

Senate Bill No. 436—An act to amend Section 7074 of, add Section 7138 to, and repeal Section 7085 of, the Business and Professions Code, relating to contractors; And reports that the same have been correctly enrolled, and presented to the Governor on the 15th day of April, 1963, at 4.40 p.m.

BURNS, Chairman

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 78—An act to add Division 18.5 (commencing with Section 25410) to; to amend Section 8454 of; and to repeal Chapter 6 (commencing with Section 1401) of Division 4, Chapter 7 (commencing with Section 2551) of Division 5, Chapter 8 (commencing with Section 22260) of Division 16, Article 4 (commencing with Section 5701) of Chapter 5 of Division 6, Article 5 (commencing with Section 7801) of Chapter 2 of Division 7, and Article 8 (commencing with Section 15651) of Chapter 2 of Division 11, of; and to repeal Sections 989, 7751, 8403, 17004, and 20802 of; the Education Code, relating to junior colleges;

Senate Bill No. 194—An act to amend Section 10500 of the Water Code, relating to the appropriation of water by the Department of Water Resources;

Senate Bill No. 350—An act to amend Section 215.1 of, and to repeal Sections 215.3 and 215.4 of, the Agricultural Code, relating to swine; And reports that the same have been correctly enrolled, and presented to the Governor on the 15th day of April, 1963, at 4.40 p.m.

BURNS, Chairman

SENATE CHAMBER, April 11, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 41

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 11, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 377

Senate Bill No. 851

Senate Bill No. 753

Senate Bill No. 873

Senate Bill No. 835

Senate Bill No. 884

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 9, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 49

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 77

Senate Bill No. 98

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 458

Senate Bill No. 859

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 12, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 162

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 739

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Military and Veterans Affairs

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Assembly Concurrent Resolution No. 50

Has had the same under consideration, and reports the same back with the recommendation: Be adopted and be placed on the Consent Calendar.

CHRISTENSEN, Chairman

Above reported resolution ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 828

Assembly Bill No. 731

Senate Bill No. 829

Assembly Bill No. 736

Senate Bill No. 830

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 299

Assembly Bill No. 662

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:
Senate Bill No. 442

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Rules for assignment to appropriate Fact Finding Committee for interim study.

GRUNSKY, Chairman.

Above reported bill re-referred to Committee on Rules to be assigned to an interim committee.

Committee on Labor

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Labor, to which was referred:
Assembly Bill No. 718

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MCATEER, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:
Senate Bill No. 150

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Water Resources, to which were referred:
Senate Bill No. 128
Senate Bill No. 149
Assembly Bill No. 1169

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 831
Assembly Bill No. 987
Assembly Bill No. 1221

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

SHORT, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:
Senate Joint Resolution No. 12

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 55

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Bill No. 893

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 354

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Bill No. 895

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BURNS, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 1601

Assembly Bill No. 217

Reports the same back with author's Amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1601

Senator Gibson moved that Assembly Bill No. 1601 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1601—An act to add Section 19705 to the Government Code, relating to political activities of state employees.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1, of the printed bill, after line 10, insert

"Nothing in this section shall be construed to prohibit an appointing power from adopting a rule or regulation forbidding officers or employees from holding

any office which would be incompatible with their duties, or from declaring that the holding of such an office is inconsistent, incompatible, or in conflict with their duties as state officers or employees."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 217

Senator Gibson moved that Assembly Bill No. 217 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 217—An act to amend Section 22150 of the Government Code, relating to public retirement systems, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, as amended in Assembly March 18, 1963, strike out "(b), (c),".

Amendment No. 2

On page 1, line 11, following "Legislature.", insert "The board shall designate the person to conduct the division, as defined in subdivision (1) of Section 22009.1, of a retirement system."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 725

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 725

Senator Sturgeon moved that Senate Bill No. 725 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 725—An act to add Section 722 to the Harbors and Navigation Code, relating to undocumented vessels.

Bill read second time.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 1, 1963, strike out "722", and insert "680.2".

Amendment No. 2

On page 1, line 1, strike out "722", and insert "680.2".

Amendment No. 3

On page 1, line 3, strike out "722.", and insert "680.2".

Amendment No. 4

On page 1, after line 8, insert

"The issuance of a certificate of ownership or certificate of number under this chapter shall not in any way be construed that the Division of Small Craft Harbors is warranting or guaranteeing the title of the vessel as it appears on such certificates."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 315

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 315

Senator Short moved that Senate Bill No. 315 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 315—An act to amend Section 12608 of the Business and Professions Code, relating to containers.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 20, of the printed bill, strike out "The"; and strike out lines 21 to 23, inclusive.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE RULES COMMITTEE

SENATE CHAMBER, STATE CAPITOL

April 15, 1963

MR. PRESIDENT: The Committee on Rules has approved the following press representative for credentials during the 1963 General Session as submitted by Earl C. Behrens, President of the Capitol Correspondents Association.

KXTV-----Dave Browne
BURNS, Chairman

CAPITOL CORRESPONDENTS ASSOCIATION
STATE CAPITOL, SACRAMENTO
April 8, 1963

*Chairman, Senate Committee on Rules
Senate Chamber, State Capitol
Sacramento, California*

DEAR MR. CHAIRMAN: The following named person is eligible for accreditation as representative of Radio and Television at the General Session of the Legislature of 1963:

KXTV-----

-----Dave Browne

SQUIRE BEHRENS, President

Standing Committee:
Morrie Landsberg, Chairman
De Van L. Shumway
Richard Rodda

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE RULES COMMITTEE
SENATE CHAMBER, STATE CAPITOL
April 15, 1963

MR. PRESIDENT: The Committee on Rules to which messages from the Governor were referred appointing:

ERNEST B. WEBB, Director of Industrial Relations, Department of Industrial Relations, vice self, term expired;

has had the same under consideration and reports the same back with the recommendation that the appointment of the Governor be confirmed.

BURNS, Chairman

REQUEST FOR UNANIMOUS CONSENT

Senator Burns asked for, and was granted, unanimous consent to have the above report regarding the confirmation of Ernest B. Webb printed in the Journal, and consideration continued to the next legislative day.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, April 8; Tuesday, April 9; Wednesday, April 10; and Thursday, April 11, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

MOTION TO PRINT REPORT

Senator Stiern moved that 1,000 additional copies of the Report of the Senate Fact Finding Committee on Public Health and Safety "Particularly Chloromycetin," a study of antibiotic drugs, be printed for distribution.

Motion carried.

MOTION TO PRINT REPORT

Senator Stiern moved that 500 additional copies of the regular Report of the Senate Fact Finding Committee on Public Health and Safety be printed for distribution.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 109

Senator Burns moved that Assembly Bill No. 109 be withdrawn from Committee on Labor and re-referred to Committee on Local Government.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 1173

Senator Christensen moved that Senate Bill No. 1173 be withdrawn from Committee on Local Government and re-referred to Committee on Water Resources.

Motion carried.

LETTER OF TRANSMITTAL

SENATE FACT FINDING COMMITTEE
ON REVENUE AND TAXATION
STATE CAPITOL, Sacramento

Hon. Glenn M. Anderson
President of the Senate

DEAR SIR: The Senate Fact Finding Committee on Revenue and Taxation created pursuant to Section 12.5 of the Standing Rules of the Senate, and in accordance with Senate Resolution No. 214, Sec. 10, adopted at the 1961 Regular Session of the Legislature, herewith submits its third report.

This report is entitled, "A Study of the Feasibility of Increasing State and Local Government Revenues from Selected Taxes." It examines and recommends various methods for collecting additional revenues from insurance taxes; bank and corporation franchise taxes; personal income taxes; sales and use taxes; horseracing licenses and fees; and taxes upon alcoholic beverages.

The committee gratefully acknowledges the assistance of officials of the Franchise Tax Board; the State Board of Equalization; the State Department of Finance; the Department of Insurance; the Department of Alcoholic Beverage Control; and the California Horse Racing Board. We also wish to express our appreciation for the valuable assistance rendered by many private associations and businesses.

Respectfully submitted,

STANLEY ARNOLD
LEE M. BACKSTRAND *
CHARLES BROWN
LUTHER E. GIBSON
DONALD L. GRUNSKY *

GEORGE MILLER, JR., Chairman
RICHARD J. DOLWIG,* Vice Chairman
JOHN W. HOLMDAHL
"J" EUGENE MCATEER
JOHN F. MCCARTHY
STANFORD C. SHAW

*Dissent with certain sections of this report.

Letter of transmittal ordered printed in the Journal and the report printed in the Appendix to the Journal.

MOTION TO PRINT REPORT

Senator Miller moved that 2,000 copies of the Report of the Senate Fact Finding Committee on Revenue and Taxation entitled "A Study of the Feasibility of Increasing State and Local Government Revenues from Selected Taxes" be printed for distribution, and that the report be sent to the Printer with a rush order.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator Rodda:

Senate Resolution No. 125

Relative to the observance of Secretaries' Week

WHEREAS, The American Secretary is resolved to maintain the highest professional and personal ethics in her increasingly vital role in the modern complexities of business, industry, government and education; and

WHEREAS, Secretarial work has attained the status of exacting and highly qualified career work; and

WHEREAS, The American Secretary believes that her diligence should be directed to increased learning, efficiency, and loyalty in making ever more valuable her contribution to the office in which she is employed; and

WHEREAS, The last full week in April is set aside each year by the Secretary of Commerce to honor all American secretaries; now, therefore, be it

Resolved by the Senate of the State of California, That the members hereby proclaim the week of April 21 to 27 to be Secretaries' Week, and April 24 to be Secretaries' Day throughout the State of California, and commend it to the attention of business and the secretary alike to pay tribute to the "First Lady of American Business" by honoring all secretaries for their services to the community and to the State; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to the President of the California Division, National Secretaries Association (International), Frances M. Klepl, and to the California Chairman of Secretaries' Week, for the National Secretaries Association, Nancy Gilbert.

Resolution read, and unanimously adopted on motion of Senator Rodda.

By Senator Rodda:

Senate Resolution No. 126

Relative to the design and construction of state college buildings
by the Division of Architecture

WHEREAS, In 1960 the Legislature enacted the Master Plan for Higher Education which, among other things, gave the Trustees of the California State Colleges authority over the construction and design of state college buildings; and

WHEREAS, This provision has been the source of a continuing controversy which has arisen from a difference of opinion as to its effect upon the ultimate cost of the state capital outlay program; and

WHEREAS, Senate Bill No. 70 introduced at the 1961 Session of the Legislature is concerned with the subject of the performance of architectural services for the state college system; now, therefore, be it

Resolved by the Senate of the State of California, That the subject matter of Section 22604 of the Education Code and the subject matter of Senate Bill No. 70 of the 1961 General Session is assigned to the Committee on Rules for reassignment to an appropriate interim committee for study; and be it further

Resolved, That said committee is requested to study all matters relating to the question of whether the Trustees of the California State Colleges shall employ private architects or shall make use of the services of the Division of Architecture, and to specifically investigate: (a) the proportion of state college construction and design which is presently being carried out by contract with private architects; (b) the cost of projects designed by private architects compared with the cost of projects constructed by the Division of Architecture; (c) the advantages, if any, to state fiscal co-ordination which result from the use of the Division of Architecture; and (d) the problem of properly staffing the Division of Architecture in the event that a majority of state college work is let out to private architects; and be it further

Resolved, That the committee to which the subject matter of this resolution is assigned shall report its findings to the Legislature not later than the fifth calendar day of the 1965 Regular Session.

Resolution read, and referred to Committee on Rules.

By Senator O'Sullivan:

Senate Resolution No. 127

WHEREAS, The California Public Utilities Commission recently adopted a report asking the Legislature to determine what can be done to protect the consumer with regard to prices of natural gas produced within California; now, therefore, be it

Resolved by the Senate of the State of California, That the Public Utilities Commission is requested to withhold any action toward the regulation of the well head prices of natural gas until the Senate Fact Finding Committee on Natural Resources has conducted a study of this matter; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to each member of the Public Utilities Commission.

Resolution read, and referred to Committee on Public Utilities.

By Senator Rees:

Senate Resolution No. 128

Relative to the 15th Anniversary of the consecration of Bishop Bloy

WHEREAS, On April 21, 1963, the Rt. Rev. Francis Eric Bloy, D.D., S.T.D., Bishop of the Episcopal Diocese of Los Angeles will celebrate the 15th Anniversary of his consecration; and

WHEREAS, Bishop Bloy has been a resident of California since 1933 when he was appointed associate rector of St. James'-by-the-Sea in La Jolla; and

WHEREAS, He subsequently served as rector of the same church, and then as dean of St. Paul's Cathedral until his election as Bishop in January of 1948; and

WHEREAS, Under Bishop Bloy's forthright leadership, the Diocese of Los Angeles has made great strides, rising from seventh in the nation's Episcopal dioceses to second in communicant strength; and

WHEREAS, In the past 15 years membership in the diocese has doubled, and the number of officiating clergy has risen from 189 to 379, with 39 new parishes and missions having been established; and

WHEREAS, In addition to his duties as ecclesiastical authority of the diocese, which includes the eight southern counties of California, Bishop Bloy serves as Chairman of the Board of the Hospital of the Good Samaritan, Chairman of the Neighborhood Youth Association, President of the Episcopal City Mission Society of Los Angeles, President of the Episcopal Community Service in San Diego, President of the Theological Training School at Bloy House, and Chairman of the Boards of the Bishop's School for Girls at La Jolla, Harvard School in North Hollywood, San Miguel School in San Diego, and the Cathedral Choir School in Los Angeles; and

WHEREAS, He is also the titular head of the Church Home for Children at Pasadena, the Episcopal Home for the Aged at Alhambra, the Seamen's Church Institute at San Pedro, and President of the Corporation of the Diocese, the Corporation of the Cathedral, and the Board of Trustees of the Diocesan Investment Trust; now, therefore, be it

Resolved by the Senate of the State of California, That the members take this opportunity to congratulate Bishop Bloy on his 15th Anniversary as Bishop of the Episcopal Diocese of Los Angeles and wish him continued success in his service to the people of this State; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Bishop Bloy.

Resolution read, and unanimously adopted on motion of Senator Rees.

CONSIDERATION OF DAILY FILE

MOTION TO RECONSIDER

Assembly Bill No. 489—An act to amend Section 65434 of the Government Code, relating to compensation and expenses of members of a board of zoning adjustment.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 489

Pursuant to his motion previously made, Senator Stiern moved that the Senate, at this time, reconsider the vote whereby Assembly Bill No. 489 was passed.

The roll was called, and Assembly Bill No. 489 reconsidered by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—31.

NOES—None.

Assembly Bill No. 489 ordered to the third reading file.

SECOND READING OF SENATE BILLS

Senate Bill No. 647—An act to amend Sections 5721 and 5722 of the Education Code, relating to nonresident fees of junior colleges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 24, of the printed bill, as amended in Senate March 28, 1963, after "5721", insert ", except that in lieu of charging the students, the governing board may contract with another state or with an appropriate agency of another state, for the payment of the fee of the students in attendance from such state".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 913—An act to amend Section 6902 of the Government Code, relating to vending machines for the blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 19, of the printed bill, strike out "shall", and insert "may".

Amendment No. 2

On page 1, line 22, strike out "shall be assigned by" and insert "may be assigned to".

Amendment No. 3

On page 1, lines 23 and 24, strike out "to operators who operate in marginal locations", and insert "which shall distribute such profits equally among the 25 percent of those licensed blind operators throughout the State whose vending stands have had the lowest gross receipts, as reported to the bureau, for the immediately preceding quarter".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Social Welfare.

Senate Bill No. 902—An act to add Section 201 to, and to repeal Section 2015 of, the Welfare and Institutions Code, relating to the administration of public assistance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 13, of the printed bill, strike out "Employees", and insert "Case-workers".

Amendment No. 2

On page 1, lines 13 and 14, strike out "be encouraged to".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 399—An act to amend Section 5003 of the Public Resources Code, and to add Article 1.5 (commencing with Section 5019.10) to Chapter 1 of Division 5 of the Public Resources Code, and to add Section 79 to the Agricultural Code, relating to state park and California State Fair and Exposition concession contracts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

Strike out lines 4 and 5 of the title of the printed bill, as amended in Senate March 25, 1963, and insert "relating to state park con-".

Amendment No. 2

On page 3, lines 19 and 20, strike out "Joint Legislative Budget Committee", and insert "Auditor General".

Amendment No. 3

On page 4, between lines 5 and 6, insert "5019.26. The Auditor General shall ascertain, study and analyze all facts relating to contracts, financial statements, and questionnaires made or submitted pursuant to this article, and report annually thereon to the Legislature to the end that the Legislature will be informed as to the adequacy of such contracts, financial statements and questionnaires in accordance with generally accepted accounting principles, and shall include in his reports his recommendations for appropriate legislation."

Amendment No. 4

On page 4, strike out lines 7 to 46, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 406—An act to add Section 4305 to the Fish and Game Code, relating to deer.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 2 of the title of the printed bill, after "deer", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, after line 6, insert

"Sec. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

In order for the protection afforded deer by this act to be effective during the 1963 regular deer season this act must take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 175—An act to add Section 2601.5 to the Welfare and Institutions Code, relating to indigent aid.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 2, line 9, of the printed bill, as amended in Assembly April 1, 1963, after "relative", insert " , except for a parent of a minor or a spouse, ".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 553—An act to amend Section 322 of the Agricultural Code, relating to reports of sales of cold storage meat.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1081—An act to amend Section 409 of the Probate Code, relating to appointment of administrators with the will annexed.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 162—An act to amend Section 707 of the Welfare and Institutions Code, relating to crimes of minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 198—An act to amend Section 19283 of the Revenue and Taxation Code, relating to personal income tax information.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Christensen, Grunsky, Holmdahl, Lagomarsino, McCarthy, Murdy, and Pittman—7.

NOES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, McAtter, Miller, Nisbet, O'Sullivan, Petersen, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—30.

Senate Bill No. 190—An act to amend Section 20012 of, and to repeal Section 20015 of, the Vehicle Code, relating to accident reports.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Dolwig, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Regan, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—32.

NOES—Senators Collier, Donnelly, O'Sullivan, Rattigan, and Rodda—5.

Bill ordered transmitted to the Assembly.

Senate Bill No. 199—An act to amend Section 11580.2 of the Insurance Code, relating to uninsured motorist provisions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Regan, Rodda, Schrade, Sedgwick, Short, Sturgeon, Symons, Way, Weingand, and Williams—34.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 425—An act to add Section 40834 to the Vehicle Code, relating to civil procedure.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Bradley, Cameron, Christensen, Dolwig, Donnelly, Gibson, Grunsky, Lagomarsino, McAteer, Murdy, Petersen, Pittman, Rees, Regan, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Way, and Weingand—21.

NOES—Senators Arnold, Begovich, Cobey, Collier, Farr, Geddes, Holmdahl, Miller, Nisbet, O'Sullivan, Quick, Rattigan, Short, Stiern, and Williams—15.

Bill ordered transmitted to the Assembly.

Senate Bill No. 707—An act to add Section 13673 to the Revenue and Taxation Code, relating to joint tenancies under the Inheritance Tax Law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 835—An act to add Section 31233.1 to the Education Code, relating to scholarships for the study of agriculture.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 859—An act to amend Sections 18602, 18606, 18654, 18670, 18672, 18673, 18674, 18675, 18676, 18677, 18678, 18679, 18690, 18710, 18711, 18712, 18713, 18714, 18731, 18732, 18733, 18734, 18742, 18747, 18748, 18748.5, 18750, 18751, 18760, 18761, 18762, 18780, and 18783 of, to add Section 18607 to, and to add Article 7.5 (commencing

with Section 18755 to Chapter 2, Division 8 of, the Business and Professions Code, and to amend Sections 337b, 337c, 337d and 337e of the Penal Code, relating to boxing and wrestling.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 739—An act to amend Sections 2, 6, 7, 9, 11, 12, 16, 17 and 37 of, and to add Sections 9.1, 9.2, 9.3, 9.4, 9.5, 12.1, 12.2, 38.1, and 38.2 to, the San Benito County Water Conservation and Flood Control District Act (Chapter 1598, Statutes of 1953), relating to the San Benito County Water Conservation and Flood Control District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 785—An act to amend Section 1744 of the Code of Civil Procedure, relating to conciliation courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1098—An act to amend Section 586 of the Streets and Highways Code and to amend Section 409 of the Streets and Highways Code as proposed by Senate Bill No. 64, relating to state highways, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 729—An act to amend Section 27903 of the Vehicle Code, relating to cargo signs on commercial vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 730—An act to amend Section 22452 of the Vehicle Code, relating to certain vehicles stopping at railroad crossings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 887—An act to amend Section 783 of the Agricultural Code, relating to fruit, nut and vegetable standardization.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 377—An act to amend Section 19804 of the Business and Professions Code, relating to the standard bread loaf.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtter, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 761—An act to amend Section 25351.3 of the Government Code, relating to powers and duties of boards of supervisors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 924—An act to amend Section 2807 of the Vehicle Code, relating to inspection and operation of schoolbuses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 569—An act to amend the title of Article 16 (commencing with Section 26100) of Chapter 2 of Division 12, and Sections 26100, 26101, 26102, 26103, 26106, 26107, 26108, 26109, 26110, 26111, 26112, 26113, 26114, 26115, 26116, 26117, 26118, and 26119 of the Vehicle Code, relating to approval procedure for equipment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 589—An act to amend Sections 375, 24953, 25108, 25250 and 25251 of the Vehicle Code, relating to lights on vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 601—An act to amend Sections 88, 92.3, 92.5, 94.5, and 94.6 of the Agricultural Code, and to amend Section 25903 of the Government Code, relating to fairs and expositions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 477—An act to amend Section 400 of the Agricultural Code, relating to estrays.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1017—An act to amend Section 26738 of the Government Code, relating to fees of sheriffs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1018—An act to amend Section 1181 of the Civil Code, relating to proof and acknowledgment of an instrument.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1023—An act to amend Sections 25365, 34310 and 34319 of the Government Code, relating to notice required for certain actions by counties and cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAtcer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Way, Weingand, and Williams 38.

NOES None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 970—An act to amend Section 2582 of the Education Code (as added by Chapter 1077 of the Statutes of 1961), relating to school district organization.

OBJECTION RAISED

Senator Burns objected to Assembly Bill No. 970 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 970 to the second reading file.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1218: By Senators Collier and Nisbet (Coauthors: Assemblymen Hinckley and Porter)—An act to amend Section 16 of, and to add Sections 36 and 37 to, the Mojave Water Agency Law (Chapter 2146, Statutes of 1959), relating to the Mojave Water Agency.

Referred to Committee on Water Resources.

Senate Bill No. 1219: By Senator Dolwig—An act to amend Sections 134 and 135 of the Code of Civil Procedure, and to amend Section 24261 of, and to add Section 72300.1 to, the Government Code, relating to court holidays.

Referred to Committee on Judiciary.

Senate Bill No. 1220: By Senator McCarthy—An act to add Section 7543.5 to the Business and Professions Code, relating to private patrol operators.

Referred to Committee on Business and Professions.

Senate Bill No. 1221: By Senator Rattigan—An act to amend Section 5605 of, to add Section 18003.5 to, and to add Article 6 (commencing with Section 20321) to Chapter 1 of Division 15 of the Education Code, relating to public school financing.

Referred to Committee on Education.

Senate Bill No. 1222: By Senator Rattigan—An act to add Section 16352 to the Education Code, relating to school property.

Referred to Committee on Education.

Senate Bill No. 1223: By Senator Rattigan—An act to amend Section 31648, and to repeal Sections 31648.1 and 31648.2 of the Government Code, relating to the County Employees Retirement Law of 1937.

Referred to Committee on Local Government.

Senate Bill No. 1224: By Senator Rattigan—An act to amend Section 1190 of the Insurance Code, relating to excess funds investments.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1225: By Senator Arnold—An act to amend Section 8118 of the Government Code, and to amend Section 2 of Chapter 2139, Statutes of 1961, relating to the Advisory Commission on Indian Affairs.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1226: By Senators Bradley and Nisbet—An act to add Section 10311.5 to the Streets and Highways Code, relating to assessment districts.

Referred to Committee on Transportation.

Senate Bill No. 1227: By Senator Bradley—An act to amend Sections 1626 and 1634 and to repeal Sections 1647 and 1647.5 of the Labor Code, relating to private employment agencies.

Referred to Committee on Labor.

Senate Bill No. 1228: By Senator Pittman (Coauthor: Assemblyman Booth)—An act authorizing a grant to the Oroville-Wyandotte Irrigation District for recreation in connection with the South Fork Feather River Project.

Referred to Committee on Water Resources.

Senate Bill No. 1229: By Senator Pittman—An act to add Section 35310.1 to the Government Code, relating to the annexation of territory to cities.

Referred to Committee on Local Government.

Senate Bill No. 1230: By Senator McAteer—An act making an appropriation for the acquisition of property and the construction of state buildings.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1231: By Senator McAteer—An act making an appropriation for the acquisition of property and the construction of state buildings.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1232: By Senator Schrade (Coauthor: Assemblyman Ashcraft)—An act conveying in trust certain tidelands and submerged lands lying under the waters of the Pacific Ocean to the City of Carlsbad in furtherance of navigation, commerce and fisheries upon certain trusts and conditions, and providing for the government, management, use and control thereof, and reserving rights to the State.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1233: By Senators Petersen and Christensen—An act to add Section 5011 to the Public Resources Code, relating to state parks.

Referred to Committee on Natural Resources.

ADJOURNMENT

At 5.17 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, April 16, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-SECOND LEGISLATIVE DAY

SEVENTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, April 16, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Assistant Secretary George B. Beattie at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Lord, All things visible yield to the inexorable erosion of time, even the everlasting hills are subdued by the centuries. There seems to be nothing of permanence in this life, as today ingests all of our yesterdays, and in turn will be swallowed by tomorrow. There is nothing that endures but Thee, O Lord, all else is vanity. And our works, our aspirations, our lives—whatever we may accomplish here—will only remain if they remain in Thee. From Thee they must take their beginning, in and for Thee they must be wrought, and by Thee they must be blessed, and borne in being. This we ask. This grant, O Lord, in Thy eternal goodness. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Teale, on motion of Senator Murdy, on personal business.

Senator Cameron, on motion of Senator Petersen, on legislative business.

Senator Williams, on motion of Senator Pittman, on legislative business.

Senator Gibson, on motion of Senator Lagomarsino, on personal business.

Senator McAteer, on motion of Senator Sedgwick, on legislative business.

Senator Arnold, on motion of Senator Burns, on legislative business.
 Senator Begovich, on motion of Senator Burns, on legislative business.

Senator McCarthy, on motion of Senator Burns, on personal business.

Senator Miller, on motion of Senator Burns, on legislative business.

Senator Sturgeon, on motion of Senator Burns, on legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Redda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Galt Elementary School: Mrs. Stiglmeier, Mrs. Lanza, Mrs. Brookins, Mrs. Olson, Mr. George Segale, principal; and Mrs. Marian Lawrence, teacher. *Students*—Steven Bartelt, Ronald Baumbeck, Ronald Pettencourt, Brent Biederman, Charles Birt, Oris Brookins, Tony Cabral, Larry Denier, Frank Dymond, Steven Fowler, Ernie Huston, Larry Johnson, Tom Lanza, David Lewis, Donald Meilo, Jose Pantoja, George Resha, James Sheffield, Danny Simon, David Wharton, Carol Ackley, Jane Beach, Sandy Browning, Cheryl Duerdt, Jean Cowley, Linda Goehring, Linda Irwin, Sherry Kuhlman, Karen Liss, Mary Mendoza, Barbara Smith, Donna Stiglmeier, Lucky Watts, Stephen Carlson, Gary Harrison, Clayton Henke, Jimmy Keller, James Kelley, Michael Low, Dennis McAllister, Billy Reed, Wayne Smith, Terral Strange, Gordon Williams, and Jerry Willman.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Margaret Thompson of Los Angeles.

On request of Senator Schrade, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harry Scheidle, Vice Mayor of the City of San Diego; and Walter Hahn, Assistant City Manager of San Diego.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to J. E. Digardi of Martinez.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Clair Carlson, City Attorney of Ventura.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Summerville Elementary School of Tuolumne: *Adults*—Mr. William D. Nabers, eighth grade teacher; Mrs. Melvin Davey, Mrs. George Speaker, Mr. Jeff Maxwell, and Mr. William L. Talbert. *Eighth Grade Students*—Carol Bassett, Edward Benton, Cynthia Bostrom, Alan Dahl, Cheri Davey, Richard Dean, Judy Elkins, Paulette Hilliard, Michael Isley, Jeff Maxwell, Jr., Linda Meade, Robert Oliver, Gilberto Padilla, Dale Rodgers, John Sanders, Gary Secora, Julie Speaker, Charlene Stephens, Susan Strong, Sherry Thalman, and Timothy Wheat.

On request of Senator Begovich, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Buckeye Union School: Dale Baker, David Brehmer, Bruce Carlson, Jack Caywood, Dean Dennis, Bill Dietsch, Willard Enigh, Larry Enzler, John Ferguson, Pat Jordan, Robert Lemming, Richard McCullough, David Partin, Shane Peterson, Pat Phelps, Walter Reno, Jack Shull, Jack Wallace, Gary Williams, Christine Beatcher, Christine Borden, Kathy Carlson, Donna Daniels, Janet Freeland, Kathy Goulet, Marsha Hood, Teresa Hudgins, Jeanette Hughes, Betty Irwin, Vicki Kelley, Cathy Leitzman, Cheryl Kremer, Aleta Reno, and Gwen Ware.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister M. **Catherine Agnes and Sister James Marie**, and the following students of St. Stanislaus School of Modesto: Jeannette Alexander, Kathleen Amador, Mark Anderson, James Archer, Raymond Bagnani, Richard Bagnani, Gloria Battley, Shirley Battley, Michael Berry, Camille Betten-court, Sandra Byrd, Thomas Ciccarelli, Kathleen Clark, Mark Cole, Leonard Corgiat, Joseph Cowings, Jim Cunningham, Thomas Daily, Mark Denny, Patrick Durr, Jane Fields, Susan Fields, John Fiscallini, Joey Garibaldi, Donald Gonsalves, Ronald Gonzales, John Gordin, Catherine Keeler, Linda Kooyman, Mary Lee, Marchia Miller, Pamela Moretti, Marce Mundelius, Lydia Olague, Lynne Orth, Susan Ott, Cora Paxson, Theresa Rosa, Rosalie Rose, Mary Ann Schlipman, Steven Silva, John Stephens, James Trail, Diana Westbrook, Jana Whitgrove, and Rosemary Zynda.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harriett Hurley of Sacramento.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Barbara Keeler, Mrs. Jean Gregg, Sandra Gregg, Marge Keeler, Cindy Hope, Jan Johnston, Mary Wiley, Lynda Jackson, Mike Holtzelaw, Christine Kearsley, Cathy Ingram, and Marilyn Keeler, all from Oakdale.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Sanford Weinberg, instructor; and the following students of Hamilton Union High School: Michael Alberico, Allen Butler, Vicky Castillo, Robert Compton, John Daugherty, Gaylord Enns, John Hall, Connie Hamilton, Park Henning, Klarene Jaquith, Dennis Kaiser, David Kohnke, Patricia Myers, Ray Olivarez, Norman Osborn, Lynn Osborn, Barbara Radtke, Bill Trousdale, Ester Vidauri, Robert Von Bargen, Marlene Wenner, and Paul Zeeb.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Barbara Radman, Concord; Dulce Basco, Pittsburg; Delia Hough, Moraga; Carol Pleasants, Antioch; and Delores Johnson, Walnut Creek.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Leonard McCarthy and son Tim from Saratoga.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Kalin and Miss Mary Lou Kalin, both of Santa Rosa.

On request of Senators Geddes and Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Fanny Carruthers, San Jose; and Mrs. Ben Howard, Sacramento.

CALL OF THE SENATE

Senator Burns moved a call of the Senate.

Motion carried.

Time, 3.05 p.m.

The President directed the Sergeant at Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA
OFFICE OF THE SECRETARY OF STATE
SACRAMENTO 14, April 8, 1963

Hon. Glenn M. Anderson
President of the Senate, and
Hon. Jesse M. Unruh
Speaker of the Assembly
State Capitol, Sacramento

GENTLEMEN: Pursuant to the request of the Honorable Lamont F. Toronto, Secretary of State, State Capitol, Salt Lake City, Utah, we herewith transmit a copy of Utah House Concurrent Resolution No. 1, which petitions the Congress to call a convention for purpose of proposing an amendment to the United States Constitution (unless Congress shall sooner have submitted an amendment) to provide a different method of electing the President and Vice President.

Sincerely,

FRANK M. JORDAN, Secretary of State
By WALTER C. STUTLER
Assistant Secretary of State

Enc.

cc: Honorable Lamont F. Toronto

House Concurrent Resolution No. 1

By Messrs. Darger, Evans, Bullock, and Anderson

A Concurrent Resolution of the Senate and House of Representatives of the 35th Legislature of the State of Utah petitioning the Congress of the United States to call a convention for proposing an amendment to the Constitution of the United States, unless Congress shall sooner have submitted such an amendment, to provide for the election of the president and vice president in a manner fair and just to the people of the United States.

Be it resolved by the Legislature of the State of Utah, the Governor concurring therein:

WHEREAS, Under the Constitution of the United States Presidential and Vice Presidential Electors in the several states are now elected on a statewide basis, each state being entitled to as many electors as it has Senators and Representatives in Congress; and

WHEREAS, The Presidential and Vice Presidential Electors who receive the plurality of the popular vote in a particular state become entitled to cast the total number of electoral votes allocated to the state irrespective of how many votes may have been cast for other elector candidates; and

WHEREAS, This method of electing the President and Vice President is unfair and unjust in that it does not reflect the minority votes cast; and

WHEREAS, The need for a change has been recognized by Members of Congress on numerous occasions through the introductions of various proposals for amending the Constitution; now, therefore be it

Resolved, That application is hereby made to Congress under Article V of the Constitution of the United States for the calling of a convention to propose an article of amendment to the Constitution providing for a fair and just division of the electoral votes within the States in the election of the President and Vice President, and be it further

Resolved, That if and when Congress shall have proposed such an article of amendment this application for a convention shall be deemed withdrawn and shall be no longer of any force and effect; and be it further

Resolved, That the proper officer of this State be and he hereby is directed to transmit copies of this application to the Senate and House of Representatives of the United States, and to the several members of said bodies representing this state therein; also to transmit copies hereof to the Legislatures of all other states of the United States.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 16, 1963

Hon. Joseph A. Beck
Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BECK: I am herewith sending you Governor Brown's statement to the Legislature on "Beaches and Parks," dated April 16, 1963.

This message is being transmitted to you for your further handling.

Sincerely,

PAUL D. WARD, Legislative Secretary

Letter of transmittal ordered printed in the Journal, and the publication filed with the Secretary of the Senate.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 15, 1963

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

CAPTAIN HENRY W. SIMONSEN, resident of 12 Orchard Estates Drive, Walnut Creek; member of the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun since November 21, 1956;

Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor, not to exceed four years from the date of Senate confirmation.

ALBERT W. GATOV, resident of 21 Rancheria Road, Kentfield; member of the Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun since February 10, 1959;

Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor, not to exceed four years from the date of Senate confirmation.

FRANK OLIVER NELSON, resident of 5458 Ocean View Boulevard, La Canada; an experienced court reporter;

Member, Certified Shorthand Reporters Board, vice Mrs. Judy Conley, term expired, for the term prescribed by law, ending December 31, 1966.

ROBERT A. FORTINI, resident of 210 San Rafael Avenue, Belvedere; member of the Certified Shorthand Reporters Board since March 29, 1958;

Member, Certified Shorthand Reporters Board, vice self, term expired, for the term prescribed by law, ending December 31, 1966.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 16, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 549
Assembly Bill No. 693

Assembly Bill No. 1091
Assembly Bill No. 1110

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

ASSEMBLY CHAMBER, April 16, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 2
Senate Concurrent Resolution No. 36

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, April 16, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 33
Senate Bill No. 444

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 16, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 57
Assembly Bill No. 65
Assembly Bill No. 231
Assembly Bill No. 298
Assembly Bill No. 417
Assembly Bill No. 960
Assembly Bill No. 1297
Assembly Bill No. 1401
Assembly Bill No. 1448

Assembly Bill No. 1468
Assembly Bill No. 1494
Assembly Bill No. 1504
Assembly Bill No. 1627
Assembly Bill No. 1628
Assembly Bill No. 1629
Assembly Bill No. 1630
Assembly Bill No. 1638
Assembly Bill No. 1718

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 57—An act to add Section 25 to the Business and Professions Code, relating to disciplinary action against licentiates.
Referred to Committee on Business and Professions.

Assembly Bill No. 65—An act to amend Sections 12701.1, 12714, and 12716 of the Business and Professions Code, relating to weigh-masters.
Referred to Committee on Business and Professions.

Assembly Bill No. 231—An act to amend Sections 13, 14, 15, 17, and 37 of the Napa County Flood Control and Water Conservation District Act (Chapter 1449, Statutes of 1951, as amended), relating to

taxation and bonds of the Napa County Flood Control and Water Conservation District, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Assembly Bill No. 298—An act to add Section 23 to, and to amend Section 190.1 of, the Penal Code, relating to penalties for crimes.

Referred to Committee on Judiciary.

Assembly Bill No. 417—An act to amend Section 7113 of the Health and Safety Code, relating to autopsies.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 960—An act to amend Section 9805 of the Vehicle Code, relating to sale of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1297—An act to amend Section 26709 of the Vehicle Code, relating to mirrors on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1401—An act to amend Section 20007 of the Vehicle Code, Relating to accident reports.

Referred to Committee on Transportation.

Assembly Bill No. 1448—An act to amend Section 4280 of the Agricultural Code, relating to fluid milk.

Referred to Committee on Agriculture.

Assembly Bill No. 1468—An act to amend Section 20802 of the Education Code, relating to junior colleges.

Referred to Committee on Education.

Assembly Bill No. 1494—An act to amend Sections 21685 and 21686 of the Public Utilities Code, relating to accounting funds.

Referred to Committee on Public Utilities.

Assembly Bill No. 1504—An act to add Section 6408 to the Corporations Code, relating to foreign corporations.

Referred to Committee on Public Utilities.

Assembly Bill No. 1627—An act to amend Section 5782.5 of the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Local Government.

Assembly Bill No. 1628—An act to amend Sections 5780.17 and 5780.30 of the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Local Government.

Assembly Bill No. 1629—An act to add Section 5780.20 to the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Local Government.

Assembly Bill No. 1630—An act to amend the title of Chapter 6 (commencing with Section 25000) of Division 20 of, to amend Sections 25000, 25001, 25002, 25004, and 25007 of, the Health and Safety Code, relating to health and safety.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1638—An act to amend Sections 29400, 29401, 29402, 29404, 29405, 29406, 29407, 29408, 29430, 29431, 29432, 29433, 29435, 29436, 29437, 29438, 29439, and 29440 of the Government Code, relating to county officers' special funds.

Referred to Committee on Local Government.

Assembly Bill No. 1718—An act to add Section 71140.2 to the Government Code, relating to judges of municipal courts.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 16, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 58

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 58—Relative to United Nations' return to its birthplace.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 647

Senate Bill No. 902

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 12

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Bill No. 112

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Assembly Bill No. 507

Assembly Bill No. 747

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

O'SULLIVAN, Chairman

Above reported bills re-referred to Committee on Finance.

Committee on Transportation

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 821

Assembly Bill No. 1083

Senate Bill No. 932

Assembly Bill No. 1270

Assembly Bill No. 13

Assembly Bill No. 1291

Assembly Bill No. 487

Assembly Bill No. 1431

Assembly Bill No. 847

Assembly Bill No. 1465

Assembly Bill No. 872

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred.

Senate Bill No. 970

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Assembly Bill No. 274

Assembly Bill No. 1497

Assembly Bill No. 1185

Assembly Bill No. 1555

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 934

Assembly Bill No. 1292

Assembly Bill No. 797

Assembly Bill No. 1441

Assembly Bill No. 1123

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Concurrent Resolution No. 23

Has had the same under consideration, and reports the same back with the recommendation: Be adopted and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported resolution ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 10

Assembly Bill No. 823

Senate Bill No. 322

Assembly Bill No. 1122

Assembly Bill No. 677

Assembly Bill No. 1126

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 8

Assembly Bill No. 739

Senate Bill No. 779

Assembly Bill No. 844

Assembly Bill No. 573

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Assembly Bill No. 1069

Assembly Bill No. 1073

Assembly Bill No. 1070

Assembly Bill No. 1074

Assembly Bill No. 1072

Assembly Bill No. 1075

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 908

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to Committee on Local Government.

COREY, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Assembly Bill No. 1060

Assembly Bill No. 1071

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 364

Senate Bill No. 571

Assembly Bill No. 1051

Assembly Bill No. 1052

Assembly Bill No. 1053

Assembly Bill No. 1054

Assembly Bill No. 1055

Assembly Bill No. 1056

Assembly Bill No. 1057

Assembly Bill No. 1058

Assembly Bill No. 1059

Assembly Bill No. 1061

Assembly Bill No. 1063

Assembly Bill No. 1064

Assembly Bill No. 1065

Assembly Bill No. 1066

Assembly Bill No. 1067

Assembly Bill No. 1068

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, April 15, 1963

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 1271

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 420

Senate Bill No. 684

Assembly Bill No. 557

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 208

Senate Bill No. 387

Senate Bill No. 395

Senate Bill No. 649

Senate Bill No. 746

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 544
Senate Bill No. 906
Assembly Bill No. 144
Assembly Bill No. 966

Assembly Bill No. 918
Assembly Bill No. 921
Assembly Bill No. 922
Assembly Bill No. 1077

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DOLWIG, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 804

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DOLWIG, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 877

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DOLWIG, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 40

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

RATTIGAN, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 715
Assembly Bill No. 1245

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 715

Senator Donnelly moved that Senate Bill No. 715 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 715—An act to amend Section 23801 of the Education Code, relating to state college student body organizations.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 7, of the printed bill, after "assistants," insert "The trustees may adopt regulations setting standards for determining which students shall be eligible to work off the amount of the fee."

Amendment read and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND ASSEMBLY BILL NO. 1245

Senator Donnelly moved that Assembly Bill No. 1245 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1245—An act to add Sections 3123.1 and 3130.1 to the Education Code, relating to school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 27, 1963, after "Code," insert "and to add Sections 3259.5 and 3301.5 to Division 5 of the Education Code as enacted by Senate Bill No. 718 of the 1963 Regular Session,".

Amendment No. 2

On page 2, between lines 8 and 9, insert

"SEC. 3. Section 3259.5 is added to Division 5 of the Education Code as enacted by Senate Bill No. 718 of the 1963 Regular Session, to read:

3259.5. When the territory of a high school or unified district maintaining a junior college is included in a proposal to form a junior college district, the augmented county committee may include provisions for the acquisition of property used for junior college purposes by such districts. Provisions for the acquisition of property may designate the property to be acquired and the terms upon which it shall be acquired.

SEC. 4. Section 3301.5 is added to Division 5 of the Education Code as enacted by Senate Bill No. 718, to read:

3301.5. In any proposal to form a junior college district which includes territory of high school or unified districts maintaining junior colleges, the augmented county committee may include a provision for the authorization of a tax rate for the junior college district of not more than ten cents (\$.10) for a period of not more than 10 years, which shall be in addition to the maximum rate of tax for such districts established pursuant to Sections 20751 and 20803, the proceeds of which shall be used only for the purpose of paying all or a portion of the cost of acquiring real and personal property used for junior college purposes by such districts.

The property shall be acquired as provided in Section 3259.5 or, in the absence of such provision, on such terms as may be agreed upon by the governing boards of the junior college district and the high school and unified districts concerned.

The provisions authorized by this section shall be considered an integral part of the plans and recommendations of the county committee and shall not be construed as a separate proposition.

In event the revenue from the tax authorized by this section exceeds that which is needed for the acquisition of the property, the excess shall be deposited to the credit of the special reserve fund of the junior college district.

SEC. 5. Sections 3 and 4 of this act shall take effect only if Senate Bill No. 718 of the 1963 Regular Session is enacted, in which event they shall take effect at

the same time as Senate Bill No. 718, and Sections 3123.1 and 3130.1 as added by Sections 1 and 2 of this act are repealed."

Amendment No. 3

On page 2, line 9, strike out "3", and insert "6".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 237

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

MOTION TO AMEND SENATE BILL NO. 237

Senator Backstrand moved that Senate Bill No. 237 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 237—An act to amend Section 31304 of the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Backstrand moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 18, of the printed bill, strike out "in"; strike out lines 19 through 22, inclusive; and on page 2 strike out lines 1 through 3, inclusive, and insert "for purposes other than flood control in excess of five hundred thousand dollars (\$500,000)."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Committee on Business and Professions

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 849

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 849

Senator Cobey moved that Senate Bill No. 849 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 849—An act to amend Section 2137.1 of the Business and Professions Code, relating to the practice of medicine.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate April 8, 1963, strike out "county civil service law", and insert "subject to the provisions of a county civil service or salary ordinance".

Amendment No. 2

On page 1, line 12, after "less", insert "as determined by the 1960 federal decennial census".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 246

Assembly Bill No. 880

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 246

Senator Regan moved that Senate Bill No. 246 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 246—An act to amend Section 1120 of the Probate Code, relating to administration of testamentary trusts.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 14, of the printed bill, strike out ", or expressly withheld from,".

Amendment No. 2

On page 2, line 33, strike out "When", and insert "In addition to the above notice, when".

Amendment No. 3

On page 2, line 34, strike out "or expressly withheld".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 880

Senator Regan moved that Assembly Bill No. 880 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 880—An act to repeal Article 3 (commencing with Section 11200) of Chapter 1 of Part 2 of Division 4 of the Business and Professions Code, and to add Sections 2985.2, 2985.3, 2985.4, and 2985.5 to, and to amend Section 2985 of, the Civil Code, and to add Section 506b to the Penal Code, relating to real estate sales contracts.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate April 1, 1963, strike out "encumbrances", and insert "liens".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS****Motion to Confirm Governor's Appointment**

Senator Burns moved that the Senate take up at this time for confirmation the following appointment of the Governor, reported from the Committee on Rules on April 15, 1963, appearing on page 1580, of the Senate Journal, recommending the appointment be confirmed:

ERNEST B. WEBB, Director of Industrial Relations, Department of Industrial Relations, vice self, term expired.

The roll was called and the appointment of Ernest B. Webb was confirmed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Symons, Way, and Weingand—28.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of Ernest B. Webb.

SECOND READING OF SENATE BILLS

Senate Bill No. 828—An act to amend Sections 2923 and 2925 of the Revenue and Taxation Code, relating to property tax collection accountability by collectors and assessors.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 829—An act to amend Sections 4219 and 4220 of the Revenue and Taxation Code, relating to payment of delinquent taxes in installments.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 830—An act to amend Sections 4916 and 4925 of the Revenue and Taxation Code, relating to refund of overpayment of taxes.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 299—An act to amend Section 161 of the Revenue and Taxation Code, relating to legal publications.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 150—An act to add Article 4 (commencing with Section 1365) to Chapter 5 of Part 2 of Division 2 of the Water Code, relating to the appropriation of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 2, line 7, of the printed bill, strike out “, the Attorney General,”.

Amendment No. 2

On page 2, lines 10 and 11, strike out “and the Attorney General”.

Amendment No. 3

On page 3, line 7, strike out “, the Attorney General”.

Amendment No. 4

On page 3, line 13, strike out “, Attorney General”.

Amendment No. 5

On page 3, between lines 16 and 17, insert

“1371. Upon request of the county board of supervisors, the Attorney General shall furnish the board with such assistance as is necessary to protect the public interest, including the interests of the county, and to achieve the objectives of this article.”

Amendment No. 6

On page 3, line 17, strike out “1371”, and insert “1372”.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Senate Bill No. 128—An act to amend Section 6 of, and to add Section 6.1 to, the Lower San Joaquin Levee District Act (Chapter 1075, Statutes of 1955), relating to the board of directors of the Lower San Joaquin Levee District.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 5, of the printed bill, as amended in Senate April 11, 1963, strike out “Area”, and insert “Division”.

Amendment No. 2

On page 2, line 7, strike out "Area", and insert "Division".

Amendment No. 3

On page 2, line 9, strike out "Area", and insert "Division".

Amendment No. 4

On page 2, line 12, strike out "Area", and insert "Division".

Amendment No. 5

On page 2, line 14, strike out "Area", and insert "Division".

Amendment No. 6

On page 2, line 17, strike out "Area", and insert "Division".

Amendment No. 7

On page 2, line 19, strike out "Area", and insert "Division".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 149—An act to add Sections 12945, 12946, 12947, 12948, and 12949 to the Water Code, relating to state water resources development.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 831—An act to amend Section 9584 of the Business and Professions Code, relating to cleaning, dyeing and pressing.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 354—An act to add Sections 1317 and 1324 to the Water Code, relating to the State Water Rights Board application procedure.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 893—An act to add Section 9708 to the Government Code, relating to legislative printing.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 895—An act to amend Section 13606 of the Government Code, relating to the compiling and publication of the State Blue Book.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

In line 3 of the title of the printed bill after "Book", insert "and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, lines 7 and 8, strike out "adjournment", and insert "convening".

Amendment No. 3

On page 1, after line 18, insert
"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the

Constitution and shall go into immediate effect. The facts constituting such necessity are:

Because of the 34 new members elected to the Assembly and the 9 new members elected to the Senate at the 1962 general election, as well as other changes in the personnel of both the Legislature and other state elective and appointive offices that have occurred since publication of the 1961 California Blue Book, it is in the public interest that a new edition of the Blue Book be compiled and published as soon as possible so that a source of information will be available for the citizens to obtain background information concerning the public officers who serve them. In order to provide for publication at the earliest possible time, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 50—Relative to the Civil War Centennial Commission.

Resolution read, and ordered to Consent Calendar.

Assembly Bill No. 731—An act to amend Section 258 of the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 736—An act to amend Sections 1822, 1823 and 1824 of, and to add Section 1822.5 to, the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 662—An act to repeal Section 1365 of the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 718—An act to amend Section 1695 of the Labor Code, relating to farm labor contractors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1169—An act to add Section 60328 to, to repeal Section 60338 of, and to amend Section 60350 of, the Water Code, relating to water replenishment districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 987—An act to amend Section 6545 of the Business and Professions Code, relating to barbers.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1221—An act to amend Section 12006 of the Business and Professions Code, relating to weights and measures.

Bill read second time, and ordered to Consent Calendar.

Assembly Concurrent Resolution No. 55—Relative to Dr. Lee A. DuBridge.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 2, line 16, of the printed resolution, after "1963," insert "11.30 a.m.,".

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Bill No. 970—An act to amend Section 2582 of the Education Code (as added by Chapter 1077 of the Statutes of 1961), relating to school district organization.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after the comma, insert "to amend Section 2502 of Division 5 of said code as proposed to be added by Senate Bill No. 718 of the 1963 Regular Session, and to amend Section 25457.5 of Division 18.5 of said code as proposed to be added by Senate Bill No. 78 of the 1963 Regular Session.".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 11, insert

"SEC. 2. Section 2502 of Division 5 of said code as proposed to be added by Senate Bill No. 718 of the 1963 Regular Session is amended to read:

2502. *On or before September 15, 1967*, the county committee of each county shall [prepare] submit plans and recommendations for the formation of one or more junior college districts in the county. Whenever it is proposed to include territory of more than one county in a junior college district the county committee shall consist of the members of the county committee of each county affected and shall be augmented as provided in Section 3205.

SEC. 3. Section 25457.5 of Division 18.5 as proposed to be added to said code by Senate Bill No. 78 of the 1963 Regular Session is amended to read:

25457.5. *On or before September 15, 1967*, the county committee on school district organization of each county shall [prepare] submit plans and recommendations for the formation of one or more junior college districts in the county. Whenever it is proposed to include territory of more than one county in a junior college district the county committee on school district organization shall consist of the members of the county committee on school district organization of each county affected and shall be augmented as provided in Section 3113.

SEC. 4. Section 2 of this act shall become operative only if Senate Bill No. 718 of the 1963 Regular Session is enacted by the Legislature at such session and, in such case, at the same time as said Senate Bill No. 718 takes effect, at which time Sections 2582 and 25457.5 of the Education Code, as amended by this act are repealed.

Section 3 of this act shall become operative only if Senate Bill No. 78 of the 1963 Regular Session is enacted by the Legislature at such session and, in such case, at the same time as said Senate Bill No. 78 takes effect, at which time Sections 2582 and 2502 of the Education Code as amended by this act are repealed.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 424—An act to amend Section 1324 of the Penal Code, relating to immunity from prosecution.

Motion to Pass on File

Senator Grunsky moved that Senate Bill No. 424 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 445—An act to add Article 2 (commencing with Section 11035) to Chapter 1 of Division 10 of the Health and Safety Code, relating to narcotics.

Motion to Pass on File

Senator Grunsky moved that Senate Bill No. 445 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 458—An act to amend Sections 5253, 5700, 7410, 8104, 8107, 8401, 8707, and 8755 of, the Financial Code, and to add Sections 5075 and 6700.1 to said code, relating to saving and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 647—An act to amend Sections 5721 and 5722 of the Education Code, relating to nonresident fees of junior colleges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Symons, Way, and Weingand—26.

NOES—Senators Backstrand, Donnelly, and Quick—3.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 209—An act to add Section 8408.5 to the Elections Code, relating to county central committees.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill refused passage by the following vote:

NOES—Senators Backstrand, Bradley, Donnelly, Geddes, Lagomarsino, Murdy, O'Sullivan, Petersen, Pittman, and Schrader—10.

AYES—Senators Burns, Christensen, Cobey, Collier, Dolwig, Grunsky, Holmdahl, Nisbet, Quick, Rees, Regan, Rodda, Sedgwick, Symons, Way, and Weingand—16.

Motion to Reconsider

Senator Collier moved to reconsider the vote whereby Assembly Bill No. 209 was refused passage.

Postponement of Reconsideration

On motion of Senator Collier, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 209 was refused passage, was continued until the next legislative day.

Assembly Bill No. 531—An act to add Section 24.5 to the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), relating to water conservation districts.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Symons, Way, and Weingand—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 315—An act to amend Sections 43500 and 43531 of, and to add Sections 43532, 43532.5, and 43533 to, and to add Article 3 (commencing with Section 43555) to Chapter 4 of Part 6 of Division 14 of, the Water Code, relating to condemnation proceedings, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Stiern.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Symons, Way, and Weingand—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Symons, Way, and Weingand—28.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.02 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Assembly Bill No. 188—An act to add Section 16507.5 to the Education Code, relating to school supplies and equipment.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Stiern, Symons, Way, and Weingand—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Bradley Presiding

At 4.06 p.m., Senator Clark L. Bradley of the Eighteenth District, presiding.

Assembly Bill No. 376—An act to add Section 14675.5 to the Education Code, and to amend Section 1372 of the Financial Code, relating to investment of funds of school district retirement plans.

Bill read third time, and presented by Senator Rees.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Stiern, Symons, Way, and Weingand—27.

NOES—Senator Murdy—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1029—An act to add Section 11580.3 to the Insurance Code, relating to the recovery of minors under uninsured motorist coverage.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Symons, Way, and Weingand—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1130—An act to repeal Section 7853 of, to amend Sections 7753, 7754, 7758, 7851, 7852, and 8105 of, to repeal Article 3 (commencing with Section 7951) of Chapter 3 of Division 7 of, and to add Article 6 (commencing with Section 8425) to Chapter 4 of Division 7 of, the Education Code, relating to the public school system.

Bill read third time, and presented by Senator Rees.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Symons, Way, and Weingand—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 553—An act to amend Section 322 of the Agricultural Code, relating to reports of sales of cold storage meat.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Symons, Way, and Weingand—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1081—An act to amend Section 409 of the Probate Code, relating to appointment of administrators with the will annexed.

Bill read third time, and presented by Senator Lagomarsino.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—28.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 489—An act to amend Section 65434 of the Government Code, relating to compensation and expenses of members of a board of zoning adjustment.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—29.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 753—An act to amend Section 22650 of the Education Code, relating to junior colleges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 851—An act to amend Sections 31203 and 31214.1, of the Education Code, relating to the State Competitive Scholarship Program.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 77—An act to amend and renumber Section 13531 of the Education Code, relating to group life insurance for certified employees.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 873—An act authorizing grantees of lands conveyed by the State pursuant to Chapter 1885 of the Statutes of 1959 to bring suit against the State to quiet title to the lands so conveyed or to obtain declaratory relief.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 41—Relative to the State Board of Equalization.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1046—An act to add Section 20953 to the Education Code, relating to funds received by school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1124—An act to repeal Section 6101 of the Education Code, relating to persons seeking citizenship.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sulli-

van, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 931—An act to amend Section 19253.5 of the Government Code, relating to state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 932—An act to amend Section 19142 of the Government Code, relating to reinstatement to the state civil service.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 933—An act to amend Sections 18533, 18537, and 19054 of the Government Code, relating to state civil service employment lists.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 975—An act to amend Sections 17151, 17155 and 17709 of the Vehicle Code, relating to the limit of civil liability for imputed negligence or willful misconduct.

Objection Raised

Senator Sedgwick objected to Assembly Bill No. 975 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule 22.2, ordered Assembly Bill No. 975 to the second reading file.

Assembly Bill No. 1324—An act to amend Sections 6407, 6408 and 6410 of the Financial Code and to add Sections 956 and 1182 to, and

amend Sections 11715 and 12485 of the insurance Code, relating to savings and loan association.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 912—An act to amend Section 4650 of the Corporations Code, relating to involuntary winding up or dissolution of corporations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 914—An act to amend Sections 11750.3 and 11755 of the Insurance Code, relating to rating organizations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1009—An act to add Section 34090.7 to the Government Code, relating to destruction of city records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolution was offered:

By Senator Holmdahl:

Senate Resolution No. 129

Relating to the First District Agricultural Association

WHEREAS, The greatest Garden Show in the West, the California Spring Garden Show, will be presented by the First District Agricultural Association April 20-28 at Oakland, California; and

WHEREAS, The coveted Bulkley Medal, America's highest garden award, has been presented twice during the last two successive years to the entire Garden Show for the overall excellence of its design and staging; and

WHEREAS, The annual California Spring Garden Show has proved itself to be one of the most effective vehicles for promoting the superb natural attractions of our State, and drawing visitors from many parts of the State and Nation; and

WHEREAS, The Garden Show's naturalistic themes, such as "Valley of the Giants," chosen for the 1963 production, are superb dramatizations of our natural wonders, in this case the spectacular beauties of the Redwood Empire; and

WHEREAS, The providing of substantial prize moneys, trophies, and other awards and incentives, and above all the designing of the annual California Spring Garden Show as a huge showcase of the best in California floriculture, have helped immeasurably to make the State's floral industry pre-eminent in the Nation and the world; and

WHEREAS, Because of its high quality of production, overall superiority of design, quality of plant materials and landscaping patterns, the Garden Show has won a place of high distinction among expositions of this type throughout the world; now, therefore, be it

Resolved by the Senate of the State of California, That all those contributing to the great success of the annual California Spring Garden Show are sincerely commended for their efforts; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Mr. Howard Kerrigan, President of the Board of Directors of the First District Agricultural Association, George Oakes, Vice President, Everett Nexin, General Manager, Robert Larsen, Secretary-Treasurer, and members Miss Kimiko Fujii, Mrs. Bester Robinson, John Graziano, Anthony Polvorosa, Michael Tilles, Newton Elder and Howard Gilkey, designer of the show.

Resolution read, and unanimously adopted on motion of Senator Holmdahl.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 4.48 p.m., on motion of Senator Burns, further proceedings under the call of the Senate were dispensed with.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1234: By Senator McAteer (Coauthors: Assemblymen Marks, Gaffney, Burton, Foran, and Meyers)—An act to add Section 3000.6 to the Harbors and Navigation Code, relating to the San Francisco Port Authority.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1235: By Senator Grunsky—An act to amend Section 1102 of Division 4 of the Education Code as proposed to be added by Senate Bill No. 718, relating to school districts.

Referred to Committee on Education.

Senate Bill No. 1236: By Senator Grunsky—An act to amend Section 1830 of the Education Code, relating to schools.

Referred to Committee on Education.

Senate Bill No. 1237: By Senator Grunsky—An act to amend Sections 1861, 1866, and 1867 of, to repeal Sections 1869 and 1870 of, and to amend and renumber Section 1871 of, Division 5 of the Education

Code as proposed to be added by Senate Bill No. 718, relating to school district organization.

Referred to Committee on Education.

Senate Bill No. 1238: By Senator Grunsky—An act to add Section 1977 to Division 5 of the Education Code as proposed to be added by Senate Bill No. 718, relating to public schools.

Referred to Committee on Education.

Senate Bill No. 1239: By Senator Grunsky—An act to amend Section 2303 of Division 5 of the Education Code as proposed to be added by Senate Bill No. 718, relating to schools.

Referred to Committee on Education.

Senate Bill No. 1240: By Senator Grunsky—An act to repeal and add Article 3 (commencing with Section 2361) of Chapter 5 of Division 5 of the Education Code, as proposed to be added by Senate Bill No. 718, relating to school districts.

Referred to Committee on Education.

Senate Bill No. 1241: By Senator Grunsky—An act to amend Section 2701 of Division 5 of the Education Code as proposed to be added by Senate Bill No. 718, relating to school districts.

Referred to Committee on Education.

Senate Bill No. 1242: By Senator Grunsky—An act to amend Section 3109 of Division 5 of the Education Code, as proposed to be added by Senate Bill No. 718, relating to school districts.

Referred to Committee on Education.

Senate Bill No. 1243: By Senator Grunsky—An act to amend Section 3205 of Division 5 of the Education Code as proposed to be added by Senate Bill No. 718, relating to school districts.

Referred to Committee on Education.

Senate Bill No. 1244: By Senator Grunsky—An act to amend Section 3205 of Division 5 of the Education Code, as proposed to be added by Senate Bill No. 718, relating to school districts.

Referred to Committee on Education.

Senate Bill No. 1245: By Senator Grunsky—An act to amend Section 3255 of Division 5 of the Education Code as proposed to be added by Senate Bill No. 718, relating to school districts.

Referred to Committee on Education.

Senate Bill No. 1246: By Senator Grunsky—An act to amend Section 3259 of Division 5 of the Education Code as added by Senate Bill No. 718 of the 1963 Regular Session, relating to school district organization.

Referred to Committee on Education.

Senate Bill No. 1247: By Senator Grunsky—An act to amend Section 3263 of Division 5 of the Education Code as proposed to be added by Senate Bill No. 718, relating to school district organization.

Referred to Committee on Education.

Senate Bill No. 1248: By Senator Grunsky—An act to amend Section 3304 of Division 5 of the Education Code as added by Senate Bill No. 718 of the 1963 Regular Session, relating to school districts.

Referred to Committee on Education.

Senate Bill No. 1249: By Senator Grunsky—An act to amend Section 18058 of the Education Code, relating to school districts.

Referred to Committee on Education.

Senate Bill No. 1250: By Senators Holmdahl, Williams, O'Sullivan, Donnelly, and Petersen—An act to add Division 12 commencing with Section 30000 to the Financial Code, relating to general credit provisions.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1251: By Senator Symons—An act to add Section 223 to the Welfare and Institutions Code, relating to county welfare workers.

Referred to Committee on Social Welfare.

Senate Bill No. 1252: By Senators Dolwig, Short, Burns, and Collier—An act to amend Section 1756 of, and to add Section 1756.1 to, the Financial Code, relating to acceptance of deposits by foreign banks.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1253: By Senator O'Sullivan—An act to amend Sections 787, 791, 794, 802.3, 802.6, 803, 803.5, 804, 806, 828.1, 828.15, 828.2, 828.25, 828.4, 828.15, 828.53, 828.85, and 829.5 of, to add Sections 790.1, 791.1, 794.1, 803.1, 803.6, 804.05, and 806.05 to, and to repeal Sections 828.75, 829.1, 829.2, and 829.15 of, the Agricultural Code, relating to fruits, nuts, and vegetables.

Referred to Committee on Agriculture.

Senate Bill No. 1254: By Senator Rodda—An act to amend Section 1269b of the Penal Code and to add Section 1817 to the Vehicle Code, relating to motor vehicle offenses.

Referred to Committee on Transportation.

Senate Bill No. 1255: By Senator Rodda—An act to add Sections 3151.1 and 3291.1 to the Education Code, relating to school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Concurrent Resolution No. 52: By Senator Lagomarsino (Coauthor: Assemblyman Henson)—Approving amendments to the

charter of the City of San Buenaventura, a municipal corporation in the County of Ventura, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the 9th day of April, 1963.

Request for Unanimous Consent

Senator Lagomarsino asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 52, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 52

Senate Concurrent Resolution No. 52—Approving amendments to the charter of the City of San Buenaventura, a municipal corporation in the County of Ventura, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the 9th day of April, 1963.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Symons, Way, and Weingand—30.

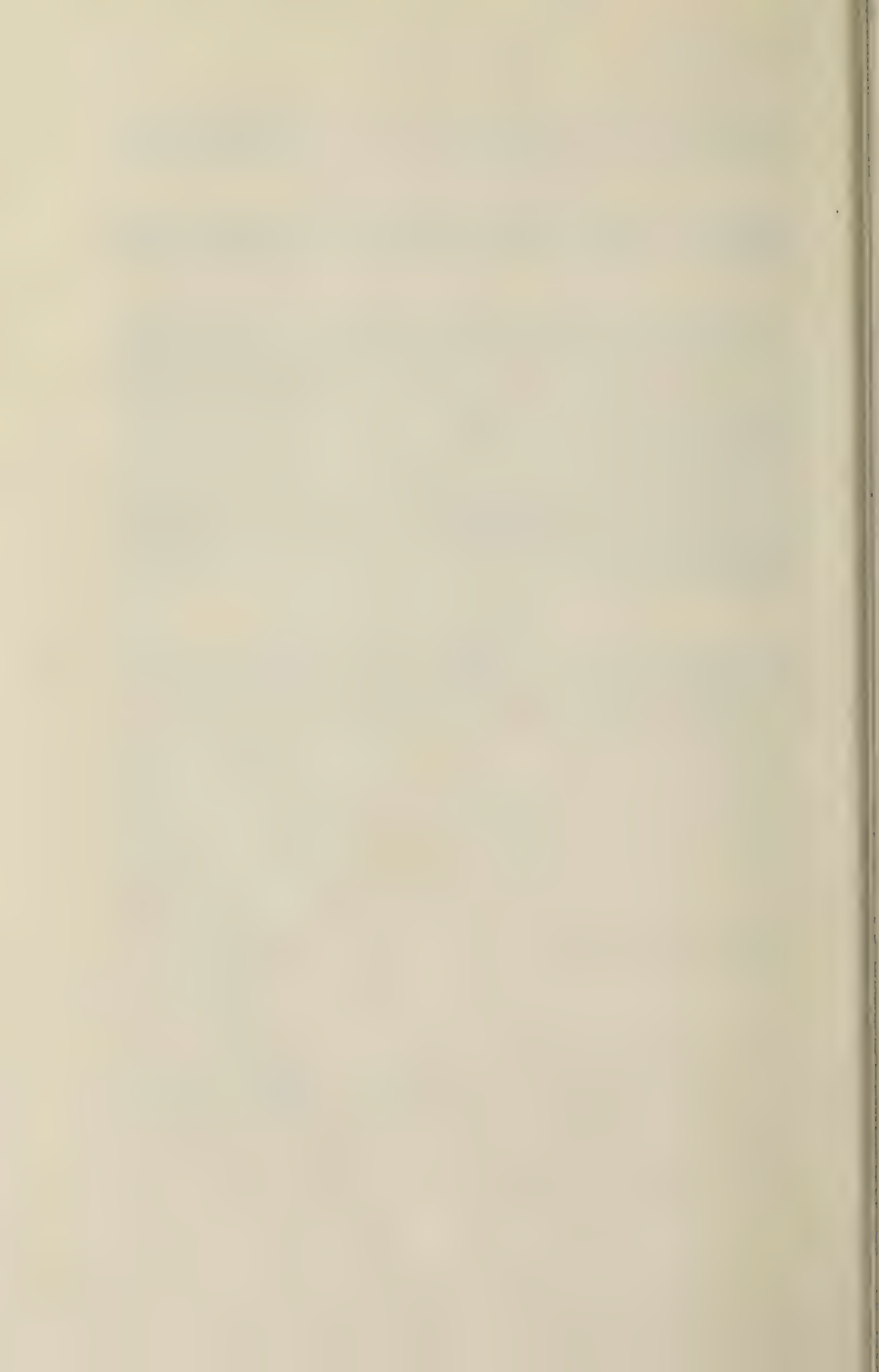
NOES—None.

Resolution ordered transmitted to the Assembly.

ADJOURNMENT

At 4.55 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, April 17, 1963.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-THIRD LEGISLATIVE DAY

SEVENTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, April 17, 1963

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Assistant Secretary George B. Beattie at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobby, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—40.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

God, All of our lives are so subtly interwoven as warp and woof in the intricate patterns of Thy providence, that what touches upon one touches all. Thus, there is no human independence but only human interdependence. One suffers and all feel the pain, one finds happiness and all rejoice. What we say and do here affects the lives of millions. Lives which intertwine in myriad ways with one another and with our own lives. Grant us, O Lord, the wisdom and integrity to which we aspire and which our high calling demands. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

ON APRIL 16, 1963

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of schools of Fairfield: David A. Weir School: *Teacher*—Brian Dixon. *Students*—Denis Altis, Carolinda Bremman, Robert Denton, William Denton, Carolyn Dockins, Patrick Ford, Douglas Hardenburgh, Dallas Hardy, Eldon Hylton, Cynthia La Croix, David McKenzie, Sharon Mills, Dana O'Bryan, Robert Oliver, Elvira Saitta, and Donald Waldman. Dover Elementary School: *Teacher*—Preston Garmire. *Students*—Stephanie Hawkins, Peggy Ingram, Charles Smith,

Thomas Spelts, and Connie Wagner. Anna Kyle School: *Students*—Jenell Breeland, Ilene Brown, Vicki Burgett, Stephanie Castillo, Dickie Castro, Evelyn Clark, Eula Collom, Karen Correl, Anthony Cron, Richard Elkins, Patricia Fincannon, Jimmie Fletcher, Linda Fletcher, Lela Fletcher, Frederick Harper, Carol Helleltine, Gail Kneezle, Glenna Lewis, Setsuko Lindsey, Brena Lingier, M'Lissa Lockett, Donald Mace, Floyd McMillen, Darlene Mellott, Frances Mills, William Monroy, Diana Pitts, Alan Reyes, Geraldine Robbins, Linda Skeen, Michael Spitzer, and Joseph Wall.

**GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR
ON APRIL 17, 1963**

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Alice Johnson, Cudahy; Mrs. Helen Ziker, Downey; Mrs. Margaret Watt, Escondido; N. C. Neall, Los Angeles; Mr. and Mrs. L. R. Pickup, Los Angeles; Mr. and Mrs. C. T. Schweitzer, Downey; Sylvia Zaukich, Wilmington; Jerry Harrison, Redondo Beach; Margaret Greenstreet, Long Beach; Mrs. Irwin Blum, Covina; Mrs. Leona Aldridge, Downey; and Mrs. Robert Zurback, Pasadena.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Garretson Heights Elementary School of Rodeo: Elizabeth Abar, Jeanette Alvarado, Deana Azevedo, Betty Baker, Connie Barber, Jerry Biddinger, Richard Caetano, Jeanette Childers, Billy Connelly, Elizabeth Craig, Pamela DeLima, Mike Dunn, Shirley Evans, Linda Flores, LeRoy Garcia, Evelyn Gomez, Corine Gonzales, Douglas Hosford, Tito Jiminez, Randy Loyd, Pat Matty, Peggy Mebarg, Alva Mello, Sherry Moreland, Mae Morgan, Sandra Murrell, Donna Neal, Virginia Newcomb, Mike Sheridan, Manuel Souza, Gary Stepan, Connie Talley, Kay Thomas, Larry Tillery, Betty Watson, Loyd Williams, and Janice Worrell.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Galt Elementary School: Mrs. Arlin, Mrs. Phillips, Mrs. Spaans, Mrs. Chism, Mrs. Listini, Mr. Propp, and Mr. Kiser, eighth grade teachers. *Students*—Wendy Fletcher, Susan Hill, Gena Listini, Mary Peters, Nora Roa, Raye Shelton, Carol Smith, Sharon Spaans, Carol Strange, Mary Williams, Jill Arlin, Pamela Doty, Glenda Franston, Anne Marie Gevoek, Sharon Hessler, Carolee Holloway, Gloria Jones, Judith Kelso, Ronna McClain, Brenda McKeehan, Julie Menicucci, Shirley Metcalf, Faye Moyer, Anita Kay Nevins, Monica Pfyl, Alyce Phillips, Emmaline Ross, Judy Stewart, Shirley Williams, Duane Carson, Patrick Mason, Benjamin Moyer, Johnnie Neal, Rodney Pellandini, Sergio Rabanal, Billy Ross, Darrell Shoffit, Robert Steelman, Gary Twardy, Ronald Ullrich, Russell Wegat, Edward Weldy, Anthony Ybarra, Gordon Yenokida, Bobby Keim, Linda Aguilar, Robin Alderman, Rosemary Bowling, Gayle Caldwell, and Adell Chism.

On request of Senator McAtter, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Roosevelt Junior High School of San Francisco: S. Barker, M. Ching, D. Foster, A. Jackson, S. Tanamine, W. Moriyama, R. Gollober, J. Levin, M. Zeligs, K. Hori, D. Nguyen, R. Skehill, S. Rosenbaum, M. Soule, W. Wasdahl, J. Casey, T. Koch, S. Lebo, M. Lurie, D. Phelps, W. Hoshiyama, G. Amor, R. Land, E. Snowden, G. Howie, R. Donig, P. Graves, A. Evans, C. Lew, T. Stone, F. Heynemann, G. Hiroshima, M. Tange, N. Ebrahim, A. Garfield, and C. Lovie.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Fairfield Elementary School: *Teacher*—Mr. John Rogers. *Students*—Sonja Andelfinger, Abraham Bautista, Ruth Biggs, Glenda Blankenship, Allen Cacioppo, Linda Caruso, Joe Calbert, Gerald Cereda, Roger Chase, Cathy Chapman, Bobby Crow, Kurt Decker, Robert Felsch, Ronald Ferguson, Linda Finley, Pamela Gibbons, Fred Judd, Patricia Kightlinger, Carmen King, Melvin Kirkman, Janie Masterson, David McKenzie, Sherry McPherson, Dale Mettler, Bill Meurer, Mary Montee, Ronny Owen, Jerry Pace, Linda Pendleton, Tommy Pergokis, Linda Preston, Larry Shepard, Dennis Soares, Dawn Yancey, and Sandra Young. *Teacher*—Mr. Ernest Shaffer. *Students*—Brenda Aldrich, Deanna Beyer, Joseph Bordas, Robert Calbert, Phillip Clark, Gary Copeland, Rochelle Couture, Nancy Denenny, Tina Espanio, Terry Esters, Barbara Greenwald, Sandra Grimm, Robert Hargis, Patricia Heard, Marc Helf, Kenneth Holmes, Mike Horn, James Houghton, Diana Morgan, Noreen Olguin, Tom Pate, Pamela Parks, Kenneth Peterson, Bobby Quan, Kay Rardin, Susan Scott, Niaya Stagner, Linda Sadler, Linda Terrell, Jerry Thompson, Timothy Togudin, Phyllis Tom, Robert Yancy, Louise Young, and Douglas Wiseman.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Lone Tree School of Escalon: *Adults*—Lawrence R. Barsi, Glen Langum, Eula Langum, Irene Andrade, Connie Hope, Donna Hohenwarter, and Dorthy Sidell. *Students*—James Bell, Dennis Brimm, Darryl Caton, Eddie Forbes, David Griffin, Gerald Lelieur, James Peer, Amini Ashraf, Alice Andrade, Joyce Brimm, Janice Emig, Sherry Green, Shirley Ham, Marilyn John, Janette Langston, Helena Lok, John Alves, Harold Brimm, Danny Colwell, Robert Hohenwarter, David Hope, Lonnie O'Donnell, Delbert Ruff, Thomas Sitton, Janet DeDalt, Kathleen Forbes, Diane Griffin, Linda Gulmon, and Madeline O'Donnell.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Bass Elementary School of Project City, Shasta County: Mr. Brubaker, Mr. Campbell, Mrs. Fish, Mrs. Meyers, Mrs. Taylor, and Mrs. Gardner. *Students*—Linda Campbell, Dickie Beaver, Steve Gerber, Danny Selby, Gordon Silva, Mike Lansdale, Debi Meyers,

Peggy Maas, Dale Swain, Tommy Dawson, David Noble, Bob Harris, Lorraine Gardner, Dave Palmer, Tom Lambert, Geri Blankenship, Sherry Stewart, Nancy Rutter, Roger Funk, Kathleen Bragdon, Kathy Fish, Duane Lansdale, Timmy Moran, Jon Sylvia, Gary Taylor, and Don Head.

On request of Seantor Weingand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the California League of Women Voters from Santa Barbara: Mrs. John S. Kendrick, Joan Fitzgerald, and Ghita Ginberg.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unimously extended to Mr. Al Harrison of Los Angeles.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. T. N. Engdahl and Mrs. J. B. Enochs, of San Jose; Mrs. R. Orwig of Santa Clara, Mrs. L. L. Libby of Los Altos Hills; Mrs. Herbert Ratner, Mrs. Kenneth Hayes, Mrs. Thomas J. Harrison, and Mrs. Lanny Replogle, all of San Jose; and Mrs. Robert Lawson from Sunnyvale.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to L. C. Brooks, San Rafael; Robert Hinkson, Sonoma; and N. B. Campbell, San Rafael.

On request of Senator Regan the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. R. L. Birge, Mrs. E. W. Cook, and Mrs. Geo. Kutras, all of Redding.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sol R. Russo, Mrs. Fay Russo, and Kathleen Russo, all of Pittsburg.

On request of Senator Schrade the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert Frazer, National City; Mr. and Mrs. Wylie Huffman, Chula Vista; Mrs. Russell Sparling, Sacramento; Mr. Robert Jennings, San Diego; and Mrs. Ruth Jaynes, San Diego.

On request of Senator Backstrand, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Donald Shannon, Mrs. Virgil Jolliffe, Mrs. Lars Carpelan, and Joan Mandel, all of Riverside.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Frank S. Stevens, Arthur W. Turney, Cyrel Fritz, Alfred E. Bell, John S. Wyse, Charles M. Oldham, Harold R. McGuire, Joe Lara, Ysidio Ruvalcava, A. T. Preston, Jess Frederick, W. X. (Tex) Vaughn, Thomas W. Mathew, Charles M. Trenta, Stanley L. Graydon, John C. Stewart, Jr., Russell G. Peterson, Freddie Martinez, and Jess M. Green, all of Orange County; and William Vogel, or Salinas.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. C. H. Sutton, H. D. Lackey, Benjamin T. James, and Arthur Blinks, all of Bakersfield; A. R. Hendrix, Mojave; Mrs. George Gelman, Bakersfield; and Mrs. L. J. Green, Bakersfield.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. George Myron, Mrs. George Walker, and Mrs. David Lewis, all of San Jose.

On request of Senator Geddes, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ruth Teaderman, Mrs. Leon Hugo, and Mrs. Walter Hemmerling, all of Napa.

On request of Senator Lagomarsino, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Peter Hearst, Oxnard; Mrs. Robert Hitchcock, Ventura; Mrs. Paul Crawford, Ventura; Mrs. Clifford Beake, Ojai; Bennie S. Arellano, Santa Paula; and Manuel M. Lopez, Ojai.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Building and Trades Council of Fresno and Madera Counties: Manuel M. Lopez, Secretary-Business Manager; George A. Sanders, Paul Smith, Martin L. Sondergaard, Emil Smith, Jesse Bernard, Wesley Rudolph, James Moccia, all of Fresno; and Larry Eigenman, of Hanford.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Marion W. Jackson of Merced, Murl D. Long of Merced, and Mrs. Richard Hudson, Mrs. George Fitzmorris, and Mrs. D. Feeney, all of Merced League of Women Voters.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert A. Daily, Anaheim; Richard A. Daily, Anaheim; and Richard W. Taylor, Orange.

On request of Senator Petersen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. David Haskell, Mrs. Glenn Williams, and Mrs. Robert Swan, all of Ukiah.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Kenneth Holt, Seaside; G. Wilkerson, Salinas; H. M. Cornell, Watsonville; Leo E. Thiltgen, Monterey; Irvin Duncan, Salinas; Patrick J. Daly, Pacific Grove; Mr. Orville Rogers, Carmel; and Harry Foster, Salinas.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Harriett Coster, Salinas; Mrs. Elizabeth Wythe, Monterey, Mrs. Howard Carter, Carmel Valley; Mrs. Murl Fritschle, Pacific Grove, Mrs. Leon Stutman, Monterey; and Mrs. Martin Glasser, Monterey.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Elaine G. Herbert, Berkeley; Mrs. Ruth Gotzenberg, Berkeley; William Marshall, San Lorenzo; James Brooks, Oakland; Harry Hermann, Oakland; Leroy Barstow, San Lorenzo; and Alfred Thoman, Oakland.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. David Lamoree, Mrs. Donald Siegel, and Mrs. Leonard Riesing.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George Tosatti of Eldridge, and Mr. Robert E. Hinkson of Santa Rosa.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Lovejoy, Oakland; Capt. Ted Brown, Oakland; and Robert Ternes, John Robertson, Robert San Souci, Patrick Neylan, and Thomas Ternes, all of St. Mary's High School, Berkeley.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the State Chamber of Commerce: Alameda—Buford Fisher, Warren T. Isaacs, and Frank D. Magers. Berkeley—William Steuble, Richard J. Woodward, Arnold Olitt, Robert C. Lynch, Arnold Laub, George Dagnall, Frank Wickhorst, and Charles R. Ringo. Buena Island—Doug Golden. Castro Valley—Robert Coney, E. F. Fitzmaurice, and Murray Fichelson. Concord—Ed Burton and W. E. Jensen. Oakland—Allan C. Duvencack, J. J. Kronenberg, Gordon H. Huber, William J. Livermore, Henry J. Leyser, Robert M. Valva, John F. MacIver, Bob Hoffman, E. D. Newfield, Charles L. Henson, H. R. Williams, Michael Feitler, Roy A. LeBaron, Howard Sipe, Loring O. Felch, Howard Beebe, Gus Papagiannis, Stanley H. Shawl, Wally Abernathy, Bill Sobey, A. S. Hartanov, H. H. Benedict, Bill Kramer, Bob Levins, Donald E. Gremaux, George Brandner, Rock LaFleche, and George Jacopetti. Orinda—W. A. Sparling, J. J. Ternes, and Robert D. McLaughlin. Piedmont—E. M. Buttner, E. C. McMullin, R. A. Gock, Harry P. Roberts, Jr., Leon Z. Mandelson, Joe G. Holmes, and Gray P. Minor. San Francisco—Robert M. Matz, and George A. Taylor. San Leandro—Louis W. Bliss, Major Pursley, A. L. Johnson, Dennis McDaniel, Maurice B. Smith. San Mateo—H. Martin Landgrebe. San Rafael—Arthur C. Latno. Lafayette—John M. Bailey, J. M. Sivesind, and E. R. Campbell. Walnut Creek—Thomas H. Dowd and Howard J. Barney. Hayward—Harold Davis. San Jose—Marvin Ray. San Lorenzo—Albert F. Cardana and Jack Cuddy.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. B. Stark, Burlingame; and Mr. Leonard J. Bardsley, Menlo Park.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 17, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 477
Assembly Bill No. 569

Assembly Bill No. 589
Assembly Bill No. 601

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By BILL GREENE, Assistant Clerk

ASSEMBLY CHAMBER, April 17, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 100
Senate Bill No. 331

Senate Bill No. 569
Senate Bill No. 591

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 17, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Bill No. 120

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, April 17, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 49

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 49—Relative to water quality of the Salton Sea.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 17, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 498
Assembly Bill No. 661
Assembly Bill No. 792
Assembly Bill No. 806
Assembly Bill No. 978
Assembly Bill No. 1239

Assembly Bill No. 1343
Assembly Bill No. 1360
Assembly Bill No. 1481
Assembly Bill No. 1571
Assembly Bill No. 1603

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By SUMNER C. MITCHELL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 498—An act to amend and renumber the heading of Chapter 5 (commencing with Section 12878) of Part 6 of Division 6 of the Water Code that was added by Chapter 1800 of the Statutes of 1957, and to repeal the Division 19 (commencing with Section 65000) of the Water Code that was added by Chapter 2019 of the Statutes of 1959, and to add Part 7 (commencing with Section 12950) to Division 6 of the Water Code, and to amend and renumber the heading of Chapter 6 (commencing with Section 12880) of Part 6 of Division 6 of the

Water Code as proposed by Assembly Bill No. 1054, relating to water development.

Referred to Committee on Water Resources.

Assembly Bill No. 661—An act to add Section 17041.5 to the Revenue and Taxation Code, relating to powers of municipalities to levy and collect income taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 792—An act to amend Sections 8660, 8780, 11027 and 11029 of the Fish and Game Code, relating to fishing.

Referred to Committee on Fish and Game.

Assembly Bill No. 806—An act to add Section 103.9 to the Welfare and Institutions Code, relating to the appointment of guardians for recipients of public social services.

Referred to Committee on Judiciary.

Assembly Bill No. 978—An act to amend Section 3374 of the Welfare and Institutions Code, relating to employment opportunities for the blind.

Referred to Committee on Social Welfare.

Assembly Bill No. 1239—An act to amend Sections 1413 and 1414 of the Labor Code, relating to employment practices.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1343—An act to amend Section 28 of the Vehicle Code, relating to repossession of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1360—An act to amend Section 1562 of the Elections Code, relating to voting.

Referred to Committee on Elections.

Assembly Bill No. 1481—An act to amend Section 25260 of the Vehicle Code, relating to warning lights on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1571—An act to amend Section 24 of the Agricultural Code, relating to the Department of Agriculture.

Referred to Committee on Agriculture.

Assembly Bill No. 1603—An act to amend Sections 2920, 5010, 6508, 8525, 8919, 19034.5 of the Business and Professions Code, relating to licensed businesses and professions.

Referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 49—An act to amend Section 629 of the Code of Civil Procedure, relating to motion for directed verdict as a condition of judgment notwithstanding verdict;

Senate Bill No. 127—An act to amend Sections 6151 and 6152 of the Business and Professions Code, relating to the unlawful solicitation and procurement of business for attorneys;

Senate Bill No. 277—An act to add Sections 108 and 26458 to, and to amend Section 26503 of, and repeal Section 26500 of, the Vehicle Code, relating to airbrakes;

Senate Bill No. 278—An act to amend Sections 26304, 26450 and 26451 of, and to add Section 26311 to, the Vehicle Code, relating to brakes on vehicles;

Senate Bill No. 279—An act to amend Sections 2251, 8153, 8163, 9261, 12505, 16376, 21359, 22359, 22361, 34011, 35104, 35411, and 35415 of the Vehicle Code, and to amend Section 12155 of the Insurance Code, and to amend Section 1696.3 of the Labor Code, relating to vehicles, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 283—An act to amend Section 280 of the Vehicle Code, relating to darkness;

Senate Bill No. 327—An act authorizing a grant to the Browns Valley Irrigation District for recreation in connection with the Virginia Ranch Dam Project, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 414—An act to amend Section 13146 of the Education Code, relating to credentials for public school teachers;

Senate Bill No. 613—An act to amend Section 33481 of the Health and Safety Code, relating to community redevelopment;

And reports that the same have been correctly enrolled, and presented to the Governor on the 17th day of April, 1963, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 2—Relative to efficiency and economy in state printing;

Senate Concurrent Resolution No. 36—Relative to making additional funds available to the Legislative Budget Committee, established by Chapter 1667, Statutes of 1951;

Senate Joint Resolution No. 5—Relative to itinerant offices for unemployment insurance benefits;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the 17th day of April, 1963, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 149

Senate Bill No. 829

Senate Bill No. 299

Senate Bill No. 830

Senate Bill No. 354

Senate Bill No. 831

Senate Bill No. 828

Senate Bill No. 893

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 128

Senate Bill No. 895

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 52

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 701

Senate Bill No. 723

Senate Bill No. 793

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 697

Senate Bill No. 794

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 745

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Assembly Bill No. 703

Assembly Bill No. 704

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 688

Senate Bill No. 702

Assembly Bill No. 527

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 1580

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 349

Assembly Bill No. 396

Senate Bill No. 658

Assembly Bill No. 699

Senate Bill No. 770

Assembly Bill No. 905

Assembly Bill No. 141

Assembly Bill No. 758

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 406

Assembly Bill No. 709

Senate Bill No. 752

Assembly Bill No. 908

Senate Bill No. 866

Assembly Bill No. 1003

Assembly Bill No. 4

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 452

Assembly Bill No. 398

Senate Bill No. 816

Assembly Bill No. 789

Senate Bill No. 824

Assembly Bill No. 1109

Senate Bill No. 923

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 1229

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 76

Assembly Bill No. 59

Has had the same under consideration, and reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 395

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to appropriate interim committee for study.

GIBSON, Chairman

Above reported bill re-referred to Committee on Rules to be assigned to an interim committee.

Committee on Transportation

SENATE CHAMBER, April 16, 1963

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 154

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 468

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

O'SULLIVAN, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 448

Senate Bill No. 449

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended.

CAMERON, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 385

Senate Bill No. 802

Senate Bill No. 803

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Bill No. 796

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

CAMERON, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 921

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Finance.

O'SULLIVAN, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 867

Senate Bill No. 872

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 868

Senate Bill No. 869

Senate Bill No. 907

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 840

Senate Bill No. 870

Senate Bill No. 865

Senate Bill No. 871

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

RATTIGAN, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Senate Bill No. 967

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

STURGEON, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 695

Senate Bill No. 696

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be re-referred to the Committee on Finance.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Senate Bill No. 931

Has had the same under consideration, and reports the same back with the recommendation: That the bill be re-referred to the Senate Committee on Rules for assignment to an appropriate interim committee for study.

STURGEON, Chairman

Above reported bill re-referred to Committee on Rules to be assigned to an interim committee.

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which were referred:

Senate Bill No. 913

Senate Bill No. 914

Senate Bill No. 953

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

STURGEON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 10, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Assembly Bill No. 841

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

STURGEON, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Assembly Bill No. 726

Assembly Bill No. 741

Assembly Bill No. 725

Assembly Bill No. 750

Assembly Bill No. 213

Assembly Bill No. 751

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

CAMERON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Senate Bill No. 503

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

CAMERON, Chairman

MOTION TO AMEND SENATE BILL NO. 503

Senator Cameron moved that Senate Bill No. 503 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 503—An act to add Section 8606 to the Fish and Game Code, relating to commercial fishing gear.

Bill read second time.

Motion to Amend

Senator Cameron moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 5, inclusive, and insert "8606. The commission may issue a revocable permit authorizing the use, if such use is not otherwise permitted by this code, of any newly developed type of fishing gear or any newly developed method of using existing fishing gear, subject to such regulations as the commission deems necessary to insure that".

Amendment No. 2

On page 1, line 8, after "be", insert "made only when the Legislature is not in General Session and shall be".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 1269

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1269

Senator Donnelly moved that Assembly Bill No. 1269 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1269—An act to add Sections 3119.1 and 3119.2 to, and to amend Sections 3124 and 3168 of, the Education Code, relating to school district organization, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 2, 1963, after "Code," insert "to add Sections 3257.6 and 3257.7 to, and to amend Sections 3262 and 3305 of, Division 5 of the Education Code as added by Senate Bill No. 718 of the 1963 Regular Session,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 3, between lines 16 and 17, insert

"Sec. 5. Section 3257.6 is added to Division 5 of the Education Code as added by Senate Bill No. 718 of the 1963 Regular Session, to read:

3257.6. The plans and recommendations for the formation of a new junior college district formulated by the augmented county committee may include recommendations to authorize the issuance of bonds by the new district in an amount determined by the augmented county committee, all or a part of which may be used for purposes designated by the augmented committee but not in conflict with Article 1 (commencing at Section 21701) of Chapter 7 of Division 16 of this code. The acquisition by a junior college district formed in accordance with plans and recommendations adopted pursuant to this chapter from a high school district or unified school district of junior college facilities of such high school district or unified school district shall be a purpose for which school district bonds may be issued and sold pursuant to Chapter 7 (commencing at Section 21701) of Division 16 of this code.

Sec. 6. Section 3257.7 is added to said division of said code as added by said Senate Bill No. 718, to read:

3257.7. A recommendation made pursuant to Section 3257.6 shall be voted upon as a separate proposition at the election for the adoption or rejection of the plans and recommendations for the formation of the new junior college district. The recommendation made pursuant to Section 3257.6 shall become effective if the percentage of votes required for the passage of the bond issue as provided in Section 18 of Article XI of the Constitution are cast in favor of the proposition for issuance of the bonds. The augmented county committee may provide that the proposed districts shall not be formed unless the recommendation provided for in Section 3257.6 is approved.

Sec. 7. Section 3262 of said division of said code as added by said Senate Bill No. 718 is amended to read:

3262. When the augmented county committee includes in its plans and recommendations proposals for the division of the school property of an existing district under Sections 3258 and 3259, the proposal shall be deemed to be an integral part of the plans and recommendations and, except as provided in this section, a favorable vote by a majority of the voters on the question of reorganization, as provided in Article 6 (commencing with Section 3291) of this chapter, shall be deemed to be a favorable vote upon the plans and recommendations as a whole.

If the plans and recommendations require the incurring of a bonded indebtedness *within a new district or in any district or portion of a district remaining upon the unification or other reorganization in order to provide funds to equalize the division of the school property among the newly organized districts*, then the proposition for the incurring of the bonded indebtedness shall be submitted as a separate proposition to the electors of the district or portion thereof which is to incur such indebtedness at the same election at which the proposition of approving the plans and recommendations is submitted to vote of the electors of the proposed unified or otherwise reorganized districts. A ballot of a different color shall be used for such proposition at the election. The plans and recommendations shall not be deemed to have been approved unless the proposition of incurring such indebtedness is approved by [two-thirds (2/3) vote of the voters of the district or portion thereof which is to incur the indebtedness voting on such proposition at the election] *the percentage of votes required for the passage of a bond issue as provided in Section 18 of Article XI of the Constitution cast in the district or portion thereof which is to incur such indebtedness*.

The proceedings for the issuance and sale of the bonds shall be taken in substantial conformity with the provisions of Sections 21701 to 21801, inclusive, and Sections 21803 to 22152, inclusive, except that the bond election shall be called and canvassed

by the county superintendent of schools and the proposition submitted thereat shall be "Shall _____ District incur a bonded indebtedness in the aggregate principal amount of \$_____ for the purpose of paying its share of the equitable adjustment resulting from the reorganization of said school district?"

SEC. 8. Section 3305 of said division of said code as added by said Senate Bill No. 718 is amended to read:

3305. If [two-thirds of all the votes] *the percentage of votes prescribed by Section 18 of Article XI of the California Constitution for passage of a bond issue* cast in each district at the election on the question of the assumption of bonded indebtedness by a school district created as the result of the unification *or other reorganization* of school districts recommended by the county committee are cast in favor of the assumption of such bonded indebtedness, the district created shall be liable for the assumption of such bonded indebtedness.

SEC. 9. Sections 5, 6, 7, and 8 of this act shall take effect only if Senate Bill No. 718 of the 1963 Regular Session is enacted at said session, in which event they shall take effect at the same time as Senate Bill No. 718, and Sections 3119.1 and 3119.2 added to, and Sections 3124 and 3168 of, the Education Code, as added or amended by Sections 1, 2, 3, and 4, are repealed."

Amendment No. 3

On page 3, line 17, strike out "5", and insert "10".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 57

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 57

Senator Stiern moved that Senate Bill No. 57 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 57—An act to add Section 14351.1 to, and to amend Section 14356 of, the Education Code, relating to the State Teachers' Retirement System.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "July", and insert "January".

Amendment No. 2

On page 1, line 8, strike out "July", and insert "January".

Amendment No. 3

On page 1, line 16, strike out "June 30, 1964", and insert "December 31, 1963".

Amendment No. 4

On page 1, line 17, strike out "July", and insert "January".

Amendment No. 5

On page 1, line 20, strike out "July", and insert "January".

Amendment No. 6

On page 2, line 2, strike out "July", and insert "January".

Amendment No. 7

On page 2, line 3, strike out "July 30," and insert "January 1,".

Amendment No. 8

On page 2, line 9, strike out "July", and insert "January".

Amendment No. 9

On page 2, lines 16 and 17, strike out "ninety dollars (\$90)", and insert "eighty dollars (\$80)".

Amendment No. 10

On page 2, line 18, after "service", insert ", not to exceed forty (40)".

Amendment No. 11

On page 2, line 23, strike out "that", and insert "the fraction".

Amendment No. 12

On page 2, line 26, after "sex", insert "or as it may have been adjusted by the board in accordance with the provisions of said section".

Amendment No. 13

On page 2, line 42, strike out "July", and insert "January".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 565

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 565

Senator Arnold moved that Senate Bill No. 565 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 565—An act to amend Sections 4902, 4910, 4913, 4947, 4963, 4964, 4967, 4968, 4969, 4970, and 4972 of, and to add Sections 4947.1, 4967.1, 4967.2, 4973 and 4974 to the Public Resources Code, relating to forest practices.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, strike out lines 4 through line 26.

Amendment No. 2

On page 2, after line 26, insert

"SEC. 4. Section 4962 of said code is repealed.

SEC. 5. Section 4962 is added to said code, to read:

4962. Every timber owner shall notify the State Forester of proposed timber operations on his holdings prior to the date of commencement of said timber operations in accordance with rules and regulations of the State Board of Forestry adopted pursuant to the provisions of Chapter 4 (commencing with Section 11370), Part 1, Division 3, Title 2 of the Government Code. Every such notice shall include: (1) the location of the proposed timber operations given by a legal subdivision description or in such a manner as to enable the State Forester to locate the timber operations on the ground; (2) the approximate area of said timber operations; and (3) the dates within which such timber operations are to take place. If the timber operations are to be conducted by a person other than the timber owner, the notice shall so state and contain the name and address of the person with whom the timber owner has contracted to conduct the timber operations. Violation of this section is a misdemeanor."

Amendment No. 3

On page 2, line 39, after "amount of", strike out "twenty-five dollars (\$25)", and insert "fifteen dollars (\$15)".

Amendment No. 4

On page 2, line 41, after "applicant," strike out all of lines 41, 42 and 43, through "timber owner,".

Amendment No. 5

On page 2, line 49, commencing with "Timber operations", strike out lines 49, 50 and 51.

Amendment No. 6

On page 3, strike out lines 1, 2 and 3.

Amendment No. 7

On page 3, line 27, after "application", strike out lines 27, 28 and 29, through "and".

Amendment No. 8

On page 3, line 30, commencing with "Where timber op-", strike out lines 30 through 36.

Amendment No. 9

On page 4, after line 4, insert

"SEC. 11. Section 4967.5 is added to said code, to read:

4967.5. Every timber operator shall, prior to the commencement of any timber operations in this State, give notice of said timber operations to the State Forester in accordance with rules and regulations of the State Board of Forestry adopted pursuant to the provisions of Chapter 4 (commencing with section 11370) Part 1, Division 3, Title 2 of the Government Code. Said notice shall include: (1) the location of said timber operations given by a legal subdivision description or in such a manner as to enable the State Forester to locate such operations on the ground; (2) the approximate area of said timber operations; and (3) the proposed date of commencement and the approximate date of completion of said operations. Violation of this section is grounds for the suspension or revocation of a timber operator's permit."

Amendment No. 10

On page 4, line 5, after "SEC.", strike out "11" and insert "12".

Amendment No. 11

On page 4, line 44, after "SEC.", strike out "12", and insert "13".

Amendment No. 12

On page 5, strike out lines 8, 9 and 10.

Amendment No. 13

On page 5, line 11, strike out "(h)" and insert "(g)".

Amendment No. 14

On page 5, line 12, after "SEC.", strike out "13", and insert "14".

Amendment No. 15

On page 5, line 19, after "SEC.", strike out "14", and insert "15".

Amendment No. 16

On page 5, line 21, after "made.", strike out lines 21, 22, 23, and 24, to and including "permit."

Amendment No. 17

On page 5, line 29, after "SEC.", strike out "15", and insert "16".

Amendment No. 18

On page 5, line 30, after "4973.", strike out lines 30 to 50, inclusive.

Amendment No. 19

On page 6, line 1, strike out lines 1, 2, 3, 4 and 5.

Amendment No. 20

On page 6, after line 5, insert

"The State Forester may order the immediate discontinuance of any timber operation or portion thereof, in which a violation of any provisions of the forest practice rules, applicable forest management plan or alternate plan occurs. Any such order may be enforced by temporary restraining order and injunction in accordance with the provisions of Chapter 3, Title 7, Part 2 of the Code of Civil Procedure in the superior court of the county in which the timber operation is located.

Any such order of discontinuance shall remain in effect until the violation is corrected or until the timber operator or the timber owner furnishes a cash deposit or bond of not more than forty dollars (\$40) for each acre in violation to insure correction of the violation on such terms and conditions as the State Forester may require to achieve the maximum possible compliance with said provisions under all of the circumstances. If the timber owner or the timber operator fails to correct such violations in accordance with said terms and conditions, the cash deposit shall be forfeited, or if a bond is furnished in lieu thereof, the amount of said bond shall immediately become due and payable to the State Forester and shall be used by the State Forester to correct such violations in accordance with said terms and conditions and pursuant to Section 4973.5. Any such amount in excess of the costs of correction shall be returned to the person furnishing the cash deposit or bond.

SEC. 17. Section 4973.5 is added to said code, to read:

4973.5. If any timber owner or timber operator fails to correct any violation of the forest practice rules, applicable forest management plan or alternate plan, within 30 days notice by the State Forester, the State Forester may take such appropriate steps as are necessary and incur expenses not to exceed an average of forty dollars (\$40) for each acre in violation, necessary to correct any such violation, including but not limited to, the planting of reasonable numbers of seedlings and young growth trees to restock cutover land.

Any portion of such expenses which is not covered by a cash deposit or a bond referred to in Section 4973 shall constitute a debt of the timber owner and the timber operator and if not paid by the timber operator within 30 days after written demand therefor, may be recovered by the State Forester in a civil action against the timber owner or the timber operator, or against both jointly.

Neither the State Forester nor any person authorized by him to enter upon any lands for the purpose of administering this section shall be liable to civil action for trespass committed in the discharge of his duties."

Amendment No. 21

On page 6, line 6, after "SEC.", strike out "16", and insert "18".

Amendment No. 22

On page 6, line 11, after "SEC.", strike out "17", and insert "19".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Insurance and Financial Institutions**

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 874

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DOLWIG, Chairman

MOTION TO AMEND SENATE BILL NO. 874

Senator Collier moved that Senate Bill No. 874 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 874—An act to add Article 2.1 (commencing with Section 12361) to Chapter 1 of Part 6 of Division 2 of the Insurance Code, relating to regulation of title insurers.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 to 9, inclusive, and insert "12361. Except as in this article otherwise provided, a title insurer before issuing any title policy after the effective date of this article".

Amendment No. 2

On page 2, line 1, strike out "of encumbrances", and insert "encumbrance".

Amendment No. 3

On page 2, lines 2 and 3, strike out "since July 1, 1958", and insert "within a period of five years immediately preceding the issuance of each such title policy".

Amendment No. 4

On page 2, line 17, after the period, insert "Any instrument specifically referring to another recorded instrument may be indexed to the record reference of the instrument affected."

Amendment No. 5

On page 2, line 19, strike out "county", and insert "particular county".

Amendment No. 6

On page 2, lines 20 and 21, strike out "policies of title insurance", and insert "title policies insuring title to property in such county".

Amendment No. 7

On page 2, lines 22 and 23, strike out "service enumerated in Section 12402, which", and insert "services specified in Section 12402, if such".

Amendment No. 8

On page 2, strike out lines 25 and 26, and insert "provisions of this article for such county."

Amendment No. 9

On page 2, strike out lines 30 and 31.

Amendment No. 10

On page 2, lines 36 and 37, strike out "policy of title insurance", and insert "title policy".

Amendment No. 11

On page 2, line 47, strike out "in each", and insert "for each such".

Amendment No. 12

On page 2, line 48, after "article", insert "for any particular county".

Amendment No. 13

On page 2, line 48, strike out "or not".

Amendment No. 14

On page 2, line 50, after "county", insert "in conformity with the provisions of this article or cease to issue such title policies".

Amendment No. 15

On page 3, line 3, strike out "plants meet", and insert "plant for each county meets".

Amendment No. 16

On page 3, line 7, strike out " , leased or", and insert "or leased and".

Amendment No. 17

On page 3, line 8, strike out "731", and insert "733".

Amendment No. 18

On page 3, line 13, after "insurer", insert "in writing".

Amendment No. 19

On page 3, line 15, strike out "mailing", and insert "receipt".

Amendment No. 20

On page 3, lines 16 and 17, strike out "not continue to insure", and insert "discontinue insuring".

Amendment No. 21

On page 3, line 27, after "counties", insert "in".

Amendment No. 22

On page 3, line 28, strike out "was not insuring", and insert "had not been insuring titles to such property".

Amendment No. 23

On page 3, line 29, after "to", insert "so".

Amendment No. 24

On page 3, line 30, strike out " ; if", and insert " . If".

Amendment No. 25

On page 3, line 34, after "article," insert "he shall".

Amendment No. 26

On page 3, line 35, strike out "insure title", and insert "so insure".

Amendment No. 27

On page 3, line 36, strike out "whether owned,"; and strike out all of line 37, and insert "shall".

Amendment No. 28

On page 3, line 38, strike out "731", and insert "733".

Amendment No. 29

On page 3, strike out lines 40 to 51, inclusive, and insert "12365. Any title insurer which on the effective date of this article was insuring title to property, or any title insurer which hereafter proposes to insure title to property, directly or through the office of an underwritten title company, in a county for which it or such underwritten title company does not own or lease and maintain a title plant complying with the provisions of this article may continue, or commence, as the case may be, to insure title to property in such county provided that it or such underwritten title company, not later than 60 days after the effective date of this article or before commencing to so insure, shall have begun

the indexing on a daily basis of all documents currently being recorded in such county, in the manner provided in Section 12362, and shall file with the commissioner a plan for the building of such title plant which plan shall provide for continuing such daily takeoff and the indexing thereof and the completion of such title plant meeting the requirements of Section 12362 within the following periods: one year in any county where the total number of documents recorded in the office of the county recorder during the preceding calendar year was 100,000 or less; two years in a county where the number of such documents was over 100,000 but less than 250,000; three years in a county where the total number of such documents was over 250,000 but less than 500,000; four years in a county where the total number of such documents was over 500,000 but less than 750,000; and five years in any county where the total number of such documents was over 750,000; and provided further that such plan be approved by the commissioner."

Amendment No. 30

On page 4, lines 7 and 8, strike out "Sections 12364 and", and insert "Section".

Amendment No. 31

On page 4, line 9, strike out " , leased or", and insert "or leased and".

Amendment No. 32

On page 4, line 10, strike out "731", and insert "733".

Amendment No. 33

On page 4, strike out lines 20 to 36, inclusive, and insert

"The commissioner shall by regulation prescribe the form of any reports required by this article and the manner for conducting hearings hereunder; and, in addition, shall prescribe the fees and charges for filing documents with and the costs of administration and enforcement by the commissioner under or pursuant to the provisions of this article, which fees and charges shall be commensurate with the estimated expense thereof to the department."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 416

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

MOTION TO AMEND SENATE BILL NO. 416

Senator Rodda moved that Senate Bill No. 416 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 416—An act to amend Section 6902 of the Education Code, relating to the education of mentally retarded minors.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out " , or who are between 16 years and"; strike out lines 5 to 8, inclusive; and in line 9, strike out "8351-8357".

Amendment No. 2

On page 1, line 12, strike out "6919", and insert "6913".

Amendment No. 3

On page 1, line 14, after "minors", insert "below compulsory school age who are".

Amendment No. 4

On page 1, line 15, after "age", insert "and those above compulsory school age and less than twenty-one years of age".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 864

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RATTIGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 864

Senator Bradley moved that Senate Bill No. 864 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 864. An act to add Sections 19.1, 19.2, 19.3, 19.4, 19.5, 19.6, 19.7, 19.8, 19.9, 19.10, 19.11, 19.12, 19.13, 19.14, and 19.15 to the Water Conservation Act of 1931 (Chapter 1020 of the Statutes of 1931), relating to ground water extraction charges.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7 of the printed bill, after "district", insert "or within a zone or zones thereof".

Amendment No. 2

On page 2, line 8, after "district", insert "or any zone or zones thereof".

Amendment No. 3

On page 2, line 10, after "land", insert "within the district or any zone or zones thereof".

Amendment No. 4

On page 2, line 14, after "district", insert "or any zone or zones thereof".

Amendment No. 5

On page 2, line 22, strike out "Ground", and insert "Prior to the establishment of any ground water charge the board shall establish a zone or zones within the district within which the ground water charge will be effective. Said zone or zones shall be established and may be amended to the extent and in the manner prescribed in this act.

Ground".

Amendment No. 6

On page 2, line 25, after "district", insert "or a zone or zones thereof".

Amendment No. 7

On page 2, line 29, after "district", insert "or a zone or zones thereof".

Amendment No. 8

On page 2, strike out line 31, and insert "plies of the district or a zone or zones thereof and water imported into the district or a zone or zones thereof."

Amendment No. 9

On page 2, line 34, after "district", insert "or a zone or zones thereof".

Amendment No. 10

On page 2, lines 37 and 38, strike out "effective date of this section", and insert "date of establishing such zone or zones".

Amendment No. 11

On page 2, line 39, strike out "district shall", and insert "such zone or zones shall".

Amendment No. 12

On page 4, line 27, after "levied", insert "in any zone or zones".

Amendment No. 13

On page 4, line 30, strike out "the district", and insert "such zone or zones".

Amendment No. 14

On page 4, line 34, after "water.", insert "Different rates may be established in different zones; provided, however, that in each zone the rate for agricultural water shall be fixed and uniform and the rate for water other than agricultural water shall be fixed and uniform."

Amendment No. 15

On page 4, line 43, after "levy", insert "in any zone or zones".

Amendment No. 16

On page 4, line 45, after "annually", insert "in any zone or zones".

Amendment No. 17

On page 5, line 5, after "district", insert "or a zone or zones thereof".

Amendment No. 18

On page 5, line 9, after "district", insert "in any zone or zones".

Amendment No. 19

On page 5, line 11, after "assessment", insert "in such zone or zones".

Amendment No. 20

On page 5, line 14, after "act", insert "in such zone or zones".

Amendment No. 21

On page 5, line 17, after "revenues", insert "from such zone or zones".

Amendment No. 22

On page 5, line 21, after "year", insert "from such zone or zones".

Amendment No. 23

On page 5, line 32, strike out "district", and insert "zone or zones".

Amendment No. 24

On page 5, line 40, after "the", insert "affected zone or zones of the".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

RECESS

At 3.40 p.m., on motion of Senator McAteer, the Senate recessed to introduce the Consul General of Ireland.

COMMITTEE OF ESCORT

The President appointed the following Committee of Escort for the Consul General of Ireland, Charles V. Whelan: Senator "J" Eugene McAteer, Chairman, Senators Hugh M. Burns, Hugh P. Donnelly, John F. McCarthy, Virgil O'Sullivan, Joseph A. Rattigan, Edwin J. Regan, and George Miller, Jr.

INTRODUCTION BY SENATOR McATEER

Senator McAteer introduced Charles V. Whelan, the Consul General of Ireland, who resides in San Francisco, stating that he was educated at Rockwell College, County Tipperary, and at the University of London. He entered government service in Ireland in 1943, serving successively in the Department of Education and the Department of Health. From 1949 to 1953, Mr. Whelan was in the diplomatic service in Dublin with the Department of External Affairs, then as Secretary of Embassy and Chargé d'Affaires with the Irish Embassy in Madrid, and later First Secretary in the Irish Embassy in Washington, D. C. He became Consul General of Ireland in San Francisco in 1962.

ADDRESS BY CHARLES V. WHELAN, CONSUL GENERAL OF IRELAND

It is not only a very great honor but also a very pleasant duty for a representative of Ireland to address the Senate of this great State. Though far from Ireland, California became a second home for not just thousands but for hundreds of thousands of my fellow countrymen. A visiting Irish journalist in 1867 commented: "There is not a state in the Union in which the Irish have taken deeper and stronger root, or thriven more successfully, than California, in whose amazing progress—material, social and intellectual—they have had a conspicuous share."

The Irish arrived early in California and grew up with the country. Timothy Murphy from County Wexford, known locally as Don Timoteo, was Mayor of San Rafael, during the period of Mexican rule. Another Irishman, Jasper O'Farrell, laid out the first street survey of San Francisco. Some people thought he made Market Street too wide and for his foresight he had to go into hiding across the Bay in Sausalito until tempers cooled. In the events leading to the revolt against Mexican rule, perhaps the most vital Irish contribution was made by Thomas Fitzpatrick, after Jedediah Smith the greatest pathfinder of the West. Fitzpatrick, a native of County Cavan, Ireland, was chosen by Fremont to be the guide, adjutant and quartermaster for the historic second expedition to California over the Sierras that laid the basis for the revolt.

The historic Bear Flag revolt began on the ranch of another Irishman, Martin Murphy, near Sacramento. The Murphy family was the first Irish party to enter California by the overland route in 1844.

What has been called "one of the most soul shocking documents" in American literature, a diary of the horrible, tragic end of the Donner party, was written by Patrick Breen, another emigrant from Ireland.

Following the achievement of Statehood and the opening up of California, Irish emigration greatly increased. Arriving with nothing but their muscle, brawn and native intelligence, they began by building the railroads to the West and rose up to the highest positions in politics and industry. David Broderick, a stoneworker by training, became a member of the first State Senate and in 1857 was elected to the Senate of the United States. Broderick had strong anti-slavery principles, which combined with his humble origin made him the target of extremists. He was challenged to a duel, reluctantly accepted and was fatally wounded in one of the most sensational political incidents of the time.

Shortly afterwards, John Downey, born in Roscommon, Ireland, became Governor of the State of California. His greatest act was to veto a measure which would in effect have handed the San Francisco waterfront over to a gang of freebooters.

The names of Mackay, O'Brien and Flood will always be associated with the discovery of the Comstock lode. Peter Donahue from Ireland built the Union Ironworks, the first heavy industry in California. In another field, Tom Maguire, a colorful character with the theatre in his blood, provided San Francisco with its first opera house.

The peak of Irish immigration in California was reached in 1890 when about eighty thousand people of Irish birth were resident in the State. As economic conditions in Ireland improved, emigration declined and at this date there are probably less than twenty thousand California residents of Irish birth. However, if one adds the second generation, that is those whose fathers were born in Ireland, there are still over a hundred thousand persons of Irish origin in California. If one goes further and counts everybody with an Irish name or whose grandmother claimed to be Irish, I am sure that a large majority of the population of California could be classified as being of Irish origin. Of course, on St. Patrick's Day the whole population claims to be Irish!

The improvement in the economic conditions in Ireland which began with the victory in the land war at the end of the last century continued with political independence. Although deprived of the industrial northeast of the country and starved of industries due to colonial exploitation, the new state forged ahead. Lacking coal and oil, we developed hydroelectricity and peat production. Consumer industries were established to manufacture textiles, footwear, food products, cement, all of which helped to provide the essential needs of the population. Agriculture was diversified. Beetgrowing provided the basis for an efficient sugar industry. At the same time the new state gave priority to the people's welfare with a vast rehousing scheme and modern health and insurance services.

Ireland today is not standing still. Its gross national product is increasing by 5 percent yearly. We are endeavoring to increase opportunities for our people, to raise the standard of living and to bring

about a population rise in place of the emigration of the past. We are therefore encouraging the establishment in Ireland of industries by foreign firms of proved industrial experience. Ireland itself, is not short of capital. We are a creditor nation. Nor are we underdeveloped in power and transport facilities. What we need is the technical and managerial expertise to ensure an expanding industrial economy and a modern business psychology. Irish incentives to foreign industrialists are very attractive. However, what appeals most to foreign businessmen is our stable democratic government and our economic planning based primarily on private enterprise.

In Ireland there is an atmosphere of peaceful security that surrounds all our institutions, political, industrial and social. The political parties in our parliament may all be classed as center parties without extremists of the left or the right. Our businessmen and trade unionists are keen and hard-working but are co-operative and not greedy for power. Much of this may be credited to our strong family life, which provides an integrating force in the community. We are a very religious people. At the same time, as any resident in Ireland can confirm, there is a great respect for the rights of minorities, which is reflected in our constitution and laws.

We hold our hands out to our divided Irish brothers in the northeast. We are offering economic co-operation, not only in the hope that it will lead to political unity but principally because they are members of the one Irish nation. Already much has been done in this field to make a living reality of the Flag of Ireland which consists of the green and orange joined by the white, symbolizing peace, truth and unity.

I would like to thank you, the members of this great body, for your courtesy in inviting me to speak here today and in listening to me so patiently.

REASSEMBLED

At 3.49 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Assistant Secretary George B. Beattie at the desk.

RESOLUTIONS

The following resolution was offered :

By Senator Lagomarsino :

Senate Resolution No. 130

Relative to the passing of Arthur H. Blanchard

WHEREAS, The Members of the Senate were saddened to learn of the recent passing of Arthur H. Blanchard of Santa Paula; and

WHEREAS, Arthur H. Blanchard was a practicing attorney in Ventura County for over 60 years, beginning his legal career in Ventura County on April 15, 1902; and

WHEREAS, He served ably as Santa Paula City Attorney from 1906 to 1946, and thereafter actively practiced law until his recent illness; and

WHEREAS, Arthur H. Blanchard in 1962 was honored by his fellow attorneys for his distinguished career and his valuable contributions to his profession and to his community; and

WHEREAS, Mr. Blanchard was a member of Santa Paula Lodge 291 F. & A.M., Santa Paula Lodge 185, Order of Eastern Star, the Ventura Elks Lodge, and served on the legislative committee of the Santa Paula Chamber of Commerce; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate regret the passing of Arthur H. Blanchard and extend their sympathy to his bereaved family; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the widow of Mr. Blanchard, Anita D. Blanchard, and his brother Everett Blanchard.

Resolution read, and unanimously adopted on motion of Senator Lagomarsino.

Motion to Take Bill From the Inactive File

Senator Murdy moved that Senate Bill No. 201 be taken from the inactive file and placed on the second reading file.

Motion carried.

President pro Tempore of the Senate Presiding

At 4 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

CONSIDERATION OF DAILY FILE

Motions to Reconsider

Assembly Bill No. 209—An act to add Section 8408.5 to the Elections Code, relating to county central committees.

Motion to Reconsider Assembly Bill No. 209

Pursuant to his motion previously made, Senator Collier moved that the Senate, at this time, reconsider the vote whereby Assembly Bill No. 209 was refused passage.

The roll was called, and Assembly Bill No. 209 reconsidered by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Symons, Teale, Way, Weingand, and Williams—37.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT

Senator Collier asked for, and was granted, unanimous consent to have Assembly Bill No. 209 placed on the second reading file at this time, for consideration of amendment.

Consideration of Assembly Bill No. 209

Assembly Bill No. 209—An act to add Section 8408.5 to the Elections Code, relating to county central committees.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Assembly March 18, 1963, after "district", insert ", unless there is filed with the county clerk, not less than 20 days after the final date for filing nomination papers for the positions, a petition indicating that a write-in campaign will be conducted for the office and signed by 25 registered voters affiliated with the political party involved".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)
SECOND READING OF SENATE BILLS

Senate Bill No. 821—An act to amend Section 22507 of the Vehicle Code, relating to parking regulations by local authorities.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 932—An act to amend Section 26711 of the Vehicle Code, relating to eyeshades on vehicles.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 970—An act to amend Section 35401 of the Vehicle Code, relating to vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 3, of the printed bill, after "vehicles", insert "coupled together".

Amendment No. 2

On page 1, line 4, strike out "coupled together", and insert a comma.

Amendment No. 3

On page 1, line 5, after "feet", insert ", except as provided in subdivision (b)".

Amendment No. 4

On page 2, strike out lines 3 to 12, inclusive, and insert

"Any city or county may, by ordinance, prohibit such combinations of vehicles of a total length in excess of 60 feet upon highways under their respective jurisdictions."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 934—An act to amend Section 21355 of the Vehicle Code, relating to stop signs.

Bill read second time, ordered engrossed, and to third reading.

Senate Concurrent Resolution No. 23—Relative to a controlled access highway in San Luis Obispo County.

Resolution read, ordered engrossed, and to Consent Calendar.

Senate Bill No. 10—An act to add Section 21142.5 to the Water Code, relating to irrigation districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 322—An act to amend Section 13601 of, to repeal Section 13602 of, and to add Section 13602 to, the Education Code, relating to salary of school personnel.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 8—An act to add Chapter 3.5 (commencing with Section 23900) to Part 7 of Division 11 of the Water Code, relating to irrigation districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 779—An act to add Section 25373 to the Government Code, relating to places of historical interest.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 908—An act to amend Sections 31033 and 35401 of, to add Article 6 (commencing with Section 32970) to Chapter 4, Part 8, Division 12 of, and Chapter 5 (commencing with Section 37750) to Part 8, Division 13 of, and Section 34054 to, the Water Code, relating to water districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 4 of the title of the printed bill, as amended in Senate April 8, 1963, strike out "34054", and insert "34152.5".

Amendment No. 2

On page 1, line 18, after "Division", strike out "2", and insert "12".

Amendment No. 3

On page 2, line 47, strike out "34054", and insert "34152.5".

Amendment No. 4

On page 2, line 48, strike out "34054", and insert "34152.5".

Amendment No. 5

On page 2, line 51, strike out "county".

Amendment No. 6

On page 3, line 18, strike out "of", and insert "or".

Amendment No. 7

On page 3, line 42, strike out "is", and insert "in".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 364—An act to amend Sections 16480 and 16481 of the Vehicle Code, relating to financial responsibility laws.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 571—An act to amend Section 1305 of the Penal Code, relating to bail.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 420—An act to amend Section 19563 of the Education Code, relating to school district public works.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 684—An act to amend Section 40003 of the Vehicle Code, relating to prosecution of employees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 208—An act to add Section 813 to the Civil Code, relating to servitudes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "conclusive".

Amendment No. 2

On page 1, after line 11, insert

"In the event of use by other than the general public, any such notices, to be effective, shall also be served by registered mail on the user.

The recording of a notice of consent shall not be deemed to affect rights vested at the time of recording."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 387—An act to amend Section 11007 of the Health and Safety Code, relating to a definition of a prescription for a narcotic.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, after the word "an", insert "oral".

Amendment No. 2

On page 1, line 7, of the printed bill, strike out "a written order", and insert "an order written in ink or indelible pencil".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 395—An act to add Chapter 8 (commencing with Section 11900) to Division 10 of the Health and Safety Code, relating to hypnotic and amphetamine drugs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 51, of the printed bill as amended in Senate, March 20, 1963, strike out "written".

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 395**Amendment No. 1**

In the second line of the title of the printed bill, as amended in the Senate March 20, 1963, after the comma, insert "and to amend Section 4239 of the Business and Professions Code,".

Amendment No. 2

On page 5, after line 25, insert "Sec. 2. Section 4239 of the Business and Professions Code is amended to read: 4239. The board shall administer and enforce this article *and Chapter 8 (commencing with Section 11900) of Division 10 of the Health and Safety Code.*"

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 649—An act to amend Section 70 of the Civil Code, to add Sections 70.5 and 70.6 to the Civil Code, to add Sections 27220 and 27377 to the Government Code, to repeal Section 94.5 of the Penal Code and Sections 69507 and 72006 of the Government Code, relating to marriages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate March 18, 1963, strike out "to repeal Section 94.5 of the"; strike out line 4 of the title; and in line 5 of the title, strike out "Code,".

Amendment No. 2

On page 2, strike out lines 16, 17, and 18.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 746—An act to amend Section 553 of the Welfare and Institutions Code, relating to juvenile courts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 17 to 21, inclusive, and insert "as a probation officer, or as a hearing officer of the juvenile court, or any combination thereof."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 544—An act to amend Section 7650 of the Financial Code, relating to savings and loan associations.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 906—An act to amend Section 11750.3 of the Insurance Code, relating to rating organizations.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 804—An act to amend Section 650 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 877—An act to amend Section 4850 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions.

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "a county", and insert "any".

Amendment No. 2

On page 2, line 5, strike out "a county", and insert "any".

Amendment No. 3

On page 2, line 8, strike out "county", and insert "of any".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 40—An act to amend Sections 1, 4, and 5 of, and to add Sections 3.5, 3.6, 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8, 4.9, 4.10, 4.11, 4.12, 4.13, 4.14, 4.15, and 4.16 to, the Yolo County Flood Control and Water Conservation District Act (Chapter 1657, Statutes of 1951), relating to the Yolo County Flood Control and Water Conservation District.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 17 of the printed bill, as amended in Senate April 2, 1963, strike out lines 20 to 29, inclusive, and insert "data."

The owner or operator of each water-producing facility shall furnish to the district from time to time, as may be required by the district, the records, notices or bills, or duplicates thereof, respecting the amount of electric power used in operating such facility, as received by such owner or operator from the utility or agency which furnishes such electric power."

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 40
Amendment No. 1

On page 7, line 52, of the printed bill, as amended in Senate April 2, 1963, strike out “; provided, that”; and on page 8, strike out lines 1 to 8, inclusive, and insert a period.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 112—An act to add Sections 20962.5, 21405, 27229.1, 27266.1, 30321.5, 30586, 32226.5, 32475, 34503, 34808, 37658, 40104, 40659, 55187, 55309, 55917, 55930.5, 55950.5, 55959.5, 55967.5, 60122.5, 60156, and 71312 to; to add Chapter 2.5 (commencing with Section 27050) to Part 11 of Division 11, Chapter 6 (commencing with Section 28000) to Part 11 of Division 11, Chapter 2.4 (commencing with Section 37590) to Part 8 of Division 13, Chapter 2.5 (commencing with Section 48300) to Part 10 of Division 14, and Chapter 2.6 (commencing with Section 55905) to Part 5 of Division 16 of, and to amend Sections 30321, 30322, 60122, 60123, and 60124 of the Water Code; to amend Sections 71191 and 71192 of the Water Code, as added by Senate Bill No. 15; to amend Section 3 of, and to add Section 14.1 to, the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911); to add Sections 8.5, 20.5, 40.5, and 41.5 to the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927); to add Section 4.5 and 7.1 to Chapter 641 of the Statutes of 1931; to add Sections 8.5, 19.5, 47.5, 49.6, 50.5, and 57.5 to the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931); and to add Section 12171 to the Government Code; relating to information regarding the formation, change of boundaries, merger, consolidation, and dissolution of water districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 2, line 11, of the printed bill as amended in Assembly March 21, 1963, after “certificate”, insert “, or reference to the county recorder’s office where a description of such boundaries has been recorded”.

Amendment No. 2

On page 2, line 24, after “certificate”, insert “, or reference to the county recorder’s office where a description of such boundaries has been recorded”.

Amendment No. 3

On page 2, line 42, after “certificate”, insert “, or reference to the county recorder’s office where a description of such boundaries has been recorded”.

Amendment No. 4

On page 3, line 10, after “certificate”, insert “, or reference to the county recorder’s office where a description of such boundaries has been recorded”.

Amendment No. 5

On page 3, line 25, after “certificate”, insert “, or reference to the county recorder’s office where a description of such boundaries has been recorded”.

Amendment No. 6

On page 4, line 9, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 7

On page 4, line 31, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 8

On page 4, line 47, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 9

On page 5, line 12, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 10

On page 5, line 25, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 11

On page 5, line 43, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 12

On page 6, line 13, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 13

On page 6, line 26, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 14

On page 6, line 44, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 15

On page 7, line 5, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 16

On page 7, line 18, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 17

On page 7, line 36, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 18

On page 8, line 32, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 19

On page 8, line 45, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 20

On page 9, line 22, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 21

On page 9, line 49, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 22 *

On page 12, line 28, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 23

On page 13, line 11, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 24

On page 13, line 28, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 25

On page 13, line 42, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 26

On page 14, line 4, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 27

On page 14, line 28, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 28

On page 14, line 42, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 29

On page 15, line 4, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 30

On page 15, line 18, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 31

On page 15, line 32, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 32

On page 15, line 49, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 33

On page 16, line 23, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 34

On page 17, line 4, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendment No. 35

On page 17, line 25, after "certificate", insert ", or reference to the county recorder's office where a description of such boundaries has been recorded".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 13—An act to amend Sections 31593, 31593.5, 31828, 31829, 31830, 31860, and 31867 of, and to add Sections 31569.3 and 31866.5 to, the Streets and Highways Code, relating to vehicle parking districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 487—An act to amend Section 16002 of the Vehicle Code, relating to bond requirements.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 847—An act to amend Sections 351 and 12501 of the Vehicle Code, relating to implements of husbandry.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 872—An act to amend Sections 7401 and 7454 of the Revenue and Taxation Code, relating to bonding requirements of distributors under the Motor Vehicle Fuel License Tax Law.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1083—An act to amend Section 645 of the Vehicle Code, relating to transporters.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1270—An act to amend Section 21655 of the Vehicle Code, relating to slower moving vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1291—An act to amend Section 40513 of the Vehicle Code, relating to giving of notice to appear.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1431—An act to amend Section 21652 of the Vehicle Code, relating to driving on service roads.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1465—An act to add Section 989 to the Streets and Highways Code, relating to county highways.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 274—An act to amend Sections 4000, 9400, 24951, 25100, 29004, and 35785 of, and to add Sections 378 and 35416 to, the Vehicle Code, relating to vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

Strike out lines 2 and 3 of the title of the printed bill, as amended in Assembly March 19, 1963, and insert "31501 and 35785 of, and to add Sections 378 and 35417".

Amendment No. 2

On page 1, line 19, after "9400.", insert "(1)".

Amendment No. 3

On page 2, after line 51, insert

"(2) In addition to any other registration fee there may be paid the following fee for registration of any commercial motor vehicle with an unladen weight of less than 3,000 pounds—Fee—\$10."

Amendment No. 4

On page 4, line 2, strike out "red", and insert "amber".

Amendment No. 5

On page 4, line 3, after "side", insert "of intermediate vehicles".

Amendment No. 6

On page 4, line 3, strike out "such".

Amendment No. 7

On page 4, lines 3 and 4, strike out "in addition".

Amendment No. 8

On page 4, line 4, after "red", insert "side-marker lamp on each side and at least one red".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 9

On page 5, between lines 10 and 11, insert

"SEC. 6.5. Section 31501 of said code is amended to read:

31501. [Log trailers] *Logging dollies* being carried on trucks shall have at least one set of tires resting against a steel cross rail or rails and steel side chocks measuring not less than four inches from base to tip which shall be securely attached to the truck in a manner designed to prevent the forward and sideward movement of the [trailer] *dolly*.

Amendment No. 10

On page 5, line 11, strike out "35416", and insert "35417".

Amendment No. 11

On page 5, line 12, strike out "35416", and insert "35417".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1185—An act to amend Sections 22406 and 22408 of the Vehicle Code, relating to speed limits.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Assembly March 21, 1963, strike out "motortruck", and insert "motor truck".

Amendment No. 2

On page 1, line 4, strike out "motortruck", and insert "motor truck".

Amendment No. 3

On page 1, line 10, strike out "Whenever a", and insert "Any".

Amendment No. 4

On page 1, strike out lines 12 to 14, inclusive, and insert "or bus drawing any other vehicle shall not be driven on any highway at a speed in excess of 50 miles per hour."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1497—An act to amend Section 2006 of the Streets and Highways Code, relating to county road commissioners.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 13, of the printed bill, strike out "120", and insert "60".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1555—An act to amend Section 27182 of the Streets and Highways Code, relating to bridge and highway districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

In the heading of the printed bill after "Belotti" insert "(Coauthor: Senator McCarthy)".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 797—An act to amend Section 588a of the Penal Code, relating to depositing injurious matter upon the highway.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1123—An act to amend Section 22350 of the Vehicle Code, relating to regulation of speed.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1292—An act to amend Section 22103 of the Vehicle Code, relating to turning in a residence district.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1441—An act to amend Section 42005 of the Vehicle Code, relating to safety zone violations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 677—An act to repeal Sections 54902.5, 54905, 54906, 54907, 54908 as added by Chapter 268, of the Statutes of 1961, 54908 as added by Chapter 1441 of the Statutes of 1961, 54909, 54910, and 54913 of the Government Code, relating to the filing of statements, maps and plats for assessment and tax purposes.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 823—An act to add Section 24352.8 to the Health and Safety Code, relating to air pollution control districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1122—An act to amend Section 6860 and 6938 of the Harbors and Navigation Code, relating to river port districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1126—An act to amend Section 25480 of the Government Code, relating to county purchases.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 573—An act to amend Sections 19165, 19166 and 19171 of the Streets and Highways Code, relating to replacement of obsolete lighting systems in highway lighting districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 739—An act to amend Sections 54900, 54901, and 54903 of the Government Code, relating to the filing of statements on the creation of or change in the boundaries of a city or district.

Bill read second time, and ordered to third reading.

Assembly Bill No. 844—An act to amend Section 31680 of the Government Code, relating to payment for services rendered by a retired officer or employee of a county or district.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1069—An act to maintain the Education Code by amending Sections 857, 957, 960, 962, 963, 964, 6652, 6911, 10652, 12408, 12901, 13528, 13554, 15831, 17306, 17703, 19418, 19505, 19632, 20303, 20304, 22601.5, 25392 and 29057, amending and renumbering **Section 817 as added by Chapter 1133 of the Statutes of 1959**, Sections 13188, 13193, and 13194 all added by Chapter 848 of the Statutes of 1961, and 16864, thereof, relating to institutions of learning, including their establishment, maintenance, government, and operation.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1070—An act to amend Section 12912 of the Education Code, relating to sex offenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1072—An act to maintain the Civil Code by amending Section 1812.94, relating to contracts for health and dance studio services.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1073—An act to maintain the Business and Professions Code by amending Sections 3151, 19632, 20853, 23108, and 24206 thereof, by amending and renumbering Sections 1293 as added by Chapter 824 of the Statutes of 1961, and 6534.9 as added by Chapter 1478 of the Statutes of 1961, thereof, and by repealing Sections 23.8 as added by Chapter 1821 of the Statutes of 1961 and 23321.5, and Chapter 6 (commencing with Section 450; as added by Chapter 1821 of the Statutes of 1961) of Division 1, thereof, relating to licensed professions and business enterprises.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1074—An act to maintain the Agricultural Code by repealing Section 269.85 as added by Chapter 22 of the 1959 Statutes, relating to bovine brucellosis.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1075—An act to amend Section 36.17 of the San Luis Obispo County Flood Control and Water Conservation District Act (Chapter 1294 of the Statutes of 1945), relating to revenue bonds.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1060—An act to maintain the Penal Code by amending Sections 148.1, 197, 212, 237.5, 653½, 6202, 6520, and 13510, amending the heading of Chapter 9 (commencing with Section 6200) of Title 7 of Part 3, amending and renumbering Sections 597a, 597b, 597c and 597d as added by Chapter 220 of the Statutes of 1907, and by repealing Section 499c thereof, relating to criminal conduct, proceedings, and detention.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 2 of the title of the printed bill, after "653½", insert "2685".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 5, after line 49, insert

"Sec. 15. Section 2685 of said code is amended to read:

2685. Upon the receipt of a prisoner, as herein provided, the superintendent of the state hospital shall notify the Director of Corrections of that fact, giving his name, the date, the prison from which he was received, and from whose hands he was received. When in the opinion of the superintendent the mentally ill, mentally deficient or insane prisoner has [in the opinion of the superintendent] been treated to such an extent that such person will not benefit by further care and treatment in the state hospital, [he] *the superintendent* shall immediately notify the Director of Corrections of that fact. The Director of Corrections shall immediately send for, take and receive the prisoner back into prison. The time passed at the state hospital shall count as part of the prisoner's sentence."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1071—An act to maintain the Code of Civil Procedure by amending Sections 89, 274a, and 1190.1 thereof, relating to procedures in civil actions and special proceedings of a civil nature.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Assembly March 13, 1963, strike out "89, 274a," and insert "274a".

Amendment No. 2

On page 1, strike out lines 1 to 25, inclusive; and on page 2, strike out lines 1 to 46, inclusive, and insert

"SECTION 1. Section 274a of the Code of Civil Procedure is amended to read:".

Amendment No. 3

On page 3, line 16, strike out "3", and insert "2".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1051—An act to amend Section 5 of the Monterey Peninsula Airport District Act (Chapter 52 of the Statutes of 1941), relating to the Monterey Peninsula Airport District.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1052—An act to amend Section 70 of the Antelope Valley-East Kern Water Agency Law (Sections 49 to 96, inclusive, Chapter 2146 of the Statutes of 1959), relating to the Antelope Valley-East Kern Water Agency.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1053—An act to maintain the Welfare and Institutions Code by amending Sections 1576, 1725, 1737, 1760.4, 1760.5, and 2160.1, and by repealing Sections 2026, 3011, and 3411, as added respectively by Section 1 of Chapter 1226, Section 1 of Chapter 1996, and Section 1 of Chapter 1995, of the Statutes of 1961, thereof, relating to the provisions for protection and care of children, aged persons, and others specially in need thereof.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1054—An act to maintain the Water Code by amending Sections 6501, 31006, 55153, and 60300, by amending and renumbering the heading of the Chapter 5 (commencing with Section 12880) of Part 6 of Division 6 that was added by Chapter 2052 of the Statutes of 1957, by repealing the Division 19 (commencing with Section 65000) that was added by Chapter 2019 of the Statutes of 1959, and by adding Part 7 (commencing with Section 12950) to Division 6, relating to water.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1055—An act to maintain the Vehicle Code by amending Section 34011, and by repealing Section 11520 as amended by Chapter 1566 of the Statutes of 1961, relating to motor vehicles.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1056—An act to amend Section 2735.5 of the Unemployment Insurance Code, relating to unemployment disability insurance.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1057—An act to maintain the Revenue and Taxation Code by amending and renumbering Section 24406 (as added by Chapter 846, Statutes of 1961) thereof, relating to the computation of net income under the Bank and Corporation Tax Law.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1058—An act to amend Section 2208, amend and renumber Section 5781.10, and repeal Section 5783.7, as added by Chapter 2181, Statutes of 1959, of the Public Resources Code, relating to natural resources.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1059—An act to amend Sections 481 and 482 of the Probate Code, relating to administration of estates.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1061—An act to maintain the Military and Veterans Code by amending Sections 986, 986.1, 986.2, 986.10 and 987.01, and by repealing Section 698, relating to military and veterans' affairs.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1063—An act to maintain the Insurance Code by amending Sections 1620.7, 1821, 10176.1, and 10203.55 thereof, relating to insurance regulations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1064—An act to maintain the Health and Safety Code by amending Sections 3300.1, 3355, 4704, 9302, 12713, 14011, 14405, 14603, 18897, 24368.4, and 26472, by amending and renumbering the second Section 33070 added by Chapter 2116 of the 1961 Statutes, and by repealing Article 15 (commencing with Section 24376.40) of former Chapter 2.6, Division 20, relating to health and safety.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1065—An act to maintain the Harbors and Navigation Code by amending Section 1912, relating to the San Francisco Port Authority.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1066—An act to maintain the Government Code by amending Sections 12410, 20981, 23007, 23011, 29601, 31676.1, 43068, 69594, 70063, and 74504, amending and renumbering Sections 13409, as enacted by Chapter 2187 of the Statutes of 1961, 37395, as enacted by Chapter 1475 of the Statutes of 1957, 54908, as enacted by Chapter 1441 of the Statutes of 1961, and the heading of Article 5 (commencing with Section 75100) of Chapter 11 of Title 8, and repealing Sections 9134 and 9135, thereof, relating to the government of public agencies within this State.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1067—An act to maintain the Fish and Game Code by amending Section 1352 and repealing Section 7152, relating to wildlife restoration and the taking of fish and game by members of the armed forces.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1068—An act to maintain the Financial Code by amending Section 1357, and by repealing Sections 5056.5, 5701, Chapter 5.5 (commencing with Section 6050) of Part 1 of Division 2, as added by Chapter 871 of the Statutes of 1961, and Section 6510.5 as added by Chapter 561 of the Statutes of 1961, relating to savings and loan associations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1271—An act to amend Section 2210 of the Business and Professions Code, relating to physician's and surgeon's certificates.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 7, of the printed bill, after "Navy," insert "Air Force,".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 557—An act to amend Section 1744.1 of the Code of Civil Procedure, relating to conciliation courts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 144—An act to amend Section 8358 of the Education Code, relating to school district as employer.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 966—An act to amend Section 14806 of the Financial Code and to add Section 14804.2 to said code, relating to credit unions.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 918—An act to amend Section 1194.95 of the Insurance Code, relating to investment of excess funds in electronic computer or data processing systems.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 921—An act to amend Sections 10163, 10163.5 and 10489.2 of the Insurance Code, relating to industrial life insurance mortality tables.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 922—An act to amend Section 1591 of the Insurance Code, relating to annual statements of alien insurers.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1077—An act to repeal Sections 1192.2 and 1192.3 of, and to add Section 1192.2 to, the Insurance Code, relating to leasehold interests as security for loans.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 975—An act to amend Sections 17151, 17155 and 17709 of the Vehicle Code, relating to the limit of civil liability for imputed negligence or willful misconduct.

Bill read second time.

Motion to Amend

Senator Sedgewick moved the adoption of the following amendment:

Amendment No. 1

In line 1 of the heading of the printed bill, strike out "and Carrell", and insert "Carrell and Diemenmeyer".

(Coauthor: Senator Cameron)".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Senator McAteer Presiding

At 4.05 p.m., Senator J. Eugene McAteer of the Fourteenth Senatorial District, presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 424—An act to amend Section 1324 of the Penal Code, relating to immunity from prosecution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Mundy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Regan, Schrade, Sedgewick, Short, Symons, and Way—27.

NOES—Senators Cameron, Collier, Farr, Miller, Rattigan, Rees, Rodda, Stiern, Sturgeon, Weingand, and Williams—11.

Bill ordered transmitted to the Assembly.

Senate Bill No. 445—An act to add Article 2 (commencing with Section 11035) to Chapter 1 of Division 10 of the Health and Safety Code, relating to narcotics.

Bill read third time.

Motion to Re-refer Senate Bill No. 445

Senator Collier moved that Senate Bill No. 445 be re-referred to Committee on Judiciary.

ROLL CALL DEMANDED

Senators Schrade, Backstrand, Lagomarsino, and Sturgeon demanded a roll call.

The roll was called and the motion to re-refer Senate Bill No. 445 to Committee on Judiciary lost by the following vote:

AYES—Senators Begovich, Cobey, Collier, Farr, Geddes, Nisbet, O'Sullivan, Petersen, Rattigan, Rodda, Short, Weingand, and Williams—13.

NOES—Senators Arnold, Backstrand, Bradley, Burns, Cameron, Christensen, Dolwig, Donnelly, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Pittman, Quick, Rees, Regan, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, and Way—27.

FURTHER CONSIDERATION OF SENATE BILL NO. 445**Previous Question**

Senator Burns moved the previous question.

Motion carried.

The President put the question.

The question being on the passage of Senate Bill No. 445.

The President directed the Secretary to call the roll.

The roll was called and Senate Bill No. 445 passed by the following vote:

AYES—Senators Backstrand, Bradley, Burns, Christensen, Dolwig, Donnelly, Gibson, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Pittman, Quick, Regan, Schrade, Sedgwick, Sturgeon, Symons, and Way—22.

NOES—Senators Arnold, Begovich, Cameron, Cobey, Collier, Farr, Geddes, Miller, O'Sullivan, Petersen, Rattigan, Rees, Rodda, Short, Stiern, Teale, Weingand, and Williams—18.

Bill ordered transmitted to the Assembly.

Senate Bill No. 884—An act to amend Section 12003 of the Revenue and Taxation Code, and to amend Section 1530 of the Insurance Code, relating to the taxation of insurers.

Motion to Pass on File

Senator Teale moved that Senate Bill No. 884 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 98—An act to add Section 21962 to the Vehicle Code, relating to traffic control.

Motion to Re-refer Senate Bill No. 98

Senator Gibson moved that Senate Bill No. 98 be re-referred to Committee on Transportation.

Motion carried.

Senate Joint Resolution No. 12—Relative to Morro Bay Rock.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer,

McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 299—An act to amend Section 161 of the Revenue and Taxation Code, relating to legal publications.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 128—An act to amend Section 6 of, and to add Section 6.1 to, the Lower San Joaquin Levee District Act (Chapter 1075, Statutes of 1955), relating to the board of directors of the Lower San Joaquin Levee District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 149—An act to add Sections 12945, 12946, 12947, 12948, and 12949 to the Water Code, relating to state water resources development.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Geddes, Grunsky, Holmdahl, McAteer, Miller, O'Sullivan, Petersen, Pittman, Quick, Sedgwick, Short, Sturgeon, Symons, Teale, Way, and Williams—25.

NOES—Senators Backstrand, Lagomarsino, Murdy, Nisbet, Rees, Schrade, and Stiern—7.

Bill ordered transmitted to the Assembly.

Senate Bill No. 893—An act to add Section 9708 to the Government Code, relating to legislative printing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Lagomarsino, McAteer, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 895—An act to amend Section 13606 of the Government Code, relating to the compiling and publication of the State Blue Book, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 902—An act to add Section 201 to, and to repeal Section 2015 of, the Welfare and Institutions Code, relating to the administration of public assistance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Donnelly, Farr, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 175—An act to add Section 2601.5 to the Welfare and Institutions Code, relating to indigent aid.

Objection Raised

Senator McCarthy objected to Assembly Bill No. 175 being on the Consent Calendar.

The President, in accordance with the provision of Joint Rule 22.2, ordered Assembly Bill No. 175 to the second reading file.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1256: By Senator Grunsky—An act to add Section 10249 to the Business and Professions Code, relating to mortgage loan brokers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1257: By Senator Grunsky—An act to repeal Sections 2266 and 2267 of the Vehicle Code, amend Section 1987 of the Code of Civil Procedure, and amend Section 68097 of, and add Sections 68097.1, 68097.2, 68097.3, 68097.4, 68097.5, 68097.6, 68097.7 and 68097.8 to, the Government Code, relating to witnesses in civil actions.

Referred to Committee on Judiciary.

Senate Bill No. 1258: By Senator Grunsky—An act to add Section 20106 to the Education Code, relating to the public school system.

Referred to Committee on Education.

Senate Bill No. 1259: By Senator Grunsky—An act to amend Section 17653 and to repeal Section 17654 of the Education Code, relating to schools.

Referred to Committee on Education.

Senate Bill No. 1260: By Senator Helmsahl—An act to amend Sections 21364, 21364.5, 31787.5, and 31795 of the Government Code, relating to retirement systems.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1261: By Senator Goides—An act to amend Section 4216 of the Agricultural Code, relating to marketing of milk.

Referred to Committee on Agriculture.

Senate Bill No. 1262: By Senator Lagomarsino—An act to amend Section 626 of the Welfare and Institutions Code, relating to disposition of minor taken into custody by peace officer.

Referred to Committee on Judiciary.

Senate Bill No. 1263: By Senator Lagomarsino—An act to amend Section 553 of the Welfare and Institutions Code, relating to the Juvenile Court Law.

Referred to Committee on Judiciary.

Senate Bill No. 1264: By Senator Lagomarsino—An act to amend Section 655 of the Welfare and Institutions Code, relating to the Juvenile Court Law.

Referred to Committee on Judiciary.

Senate Bill No. 1265: By Senator Lagomarsino—An act to amend Section 628 of the Welfare and Institutions Code, relating to the Juvenile Court Law.

Referred to Committee on Judiciary.

Senate Bill No. 1266: By Senator Lagomarsino—An act to amend Section 625 of the Welfare and Institutions Code, relating to taking minors into temporary custody.

Referred to Committee on Judiciary.

Senate Bill No. 1267: By Senator Lagomarsino—An act to amend Section 626 of the Welfare and Institutions Code, relating to disposition of minor in temporary custody.

Referred to Committee on Judiciary.

Senate Bill No. 1268: By Senator Lagomarsino—An act to add Section 681 to the Welfare and Institutions Code, relating to the Juvenile Court Law.

Referred to Committee on Judiciary.

Senate Bill No. 1269: By Senator Williams—An act to amend Section 349.2 of the Agricultural Code, relating to brands.

Referred to Committee on Agriculture.

Senate Bill No. 1270: By Senator Short—An act to add Chapter 9.5 (commencing with Section 6225) to Title 7 of Part 3 of the Penal Code, relating to the Correctional Study and Research Center.

Referred to Committee on Judiciary.

Senate Bill No. 1271: By Senator Collier—An act authorizing the Department of Water Resources to make feasibility studies of, and prepare a feasibility report on, the proposed Box Canyon Project and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 1272: By Senator Farr—An act to amend Section 26516.7 of the Health and Safety Code, relating to food.

Referred to Committee on Public Health and Safety.

Senate Bill No. 1273: By Senator Rattigan—An act to amend Sections 20023.1, 20393, 20600.5, 21021.5, 21360, 31461.3, 31700, 31831, 31833, 31834, 31835, and 31837 of the Government Code, relating to public retirement systems.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1274: By Senators Regan, Cameron, Cobey, Dolwig, Christensen, Rees, Farr, Petersen, Lagomarsino, and McAteer (Co-authors: Assemblymen Stanton, Donovan, Holmes, Lunardi, Marks, Bagley, Carrell, Dills, and Winton)—An act to amend Section 8211 of the Government Code, relating to notary public fees.

Referred to Committee on Judiciary.

Senate Bill No. 1275: By Senators Christensen and Miller—An act to amend Section 75033 of the Government Code, relating to judges retirement.

Referred to Committee on Governmental Efficiency.

Senate Concurrent Resolution No. 53: By Senator Murdy—Approving amendments to the Charter of the City of Santa Ana, a municipal corporation in the County of Orange, State of California, voted for

and ratified by the qualified electors of the city at a general municipal election held therein on the 2d day of April, 1963.

Request for Unanimous Consent

Senator Murdy asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 53, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 53

Senate Concurrent Resolution No. 53—Approving amendments to the Charter of the City of Santa Ana, a municipal corporation in the County of Orange, State of California, voted for and ratified by the qualified electors of the city at a general municipal election held therein on the 2d day of April, 1963.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Grunsky, Holmdahl, Lagomarsino, McAtter, McCarthy, Miller, Murdy, Nisbet, O'Sullivan, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, and Weingand—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

ADJOURNMENT

At 5.20 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, April 18, 1963.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1963 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-FOURTH LEGISLATIVE DAY

SEVENTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, April 18, 1963

The Senate met at 3 p.m.

Hon. John F. McCarthy, Vice Chairman of the Committee on Rules
presiding.

Assistant Secretary George B. Beattie at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Peterson, Pittman, Quick, Rattigan, Rees, Regan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—38.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Father Keith Kenny:

Stretch Forth Thy Right Hand, O Lord. And touch the hoary crest of our Sierra. Let Thy arm sweep in embrace our verdant valleys pregnant with the first fruits of Spring, our nutrient streams gorged and swollen with late and life-giving rains. Bless this State and this people, and may they be as blessed in those who preside over their legal destiny as they are blessed by Thee in natural beauty. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Grunsky, on motion of Senator Dolwig, on legislative business.

Senator O'Sullivan, on motion of Senator Arnold, on legislative business.

ANNOUNCEMENT BY SENATOR BRADLEY

Mr. President and Gentlemen of the Senate:

You have today had delivered to your offices some packages of especially prepared prunes from our famous California prune orchards

for which Santa Clara County is well known. Also some of that nectar known as prune juice.

These are presented to you by the growers of these products who co-operatively pack and sell this fruit through the Sunsweet Prune and Apricot Growers Association.

I am sure that if you will become a frequent user of these products you will find that you will have an abundance of vim, vigor and vitality.

SENATOR CLARK L. BRADLEY

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and students of Elk Grove Elementary School: *Teachers*—Mr. Newman and Mr. Denman. *Students*—Glenda Allen, Carl Amundson, Donna Cameron, James Campbell, Sandra Coons, Steven Courtwright, Carra Cripe, Eileen Deley, Pat Dryden, Elaine Fandrich, Becky Fernandez, Vickie Goddard, Cathy Hanford, Pat Heinle, Michael Huftile, Jerry Jolly, Sterling Kloss, Loren Knutsen, Don Littlefield, Donal Mahon, Mercella McCance, Kevin McClanahan, Eileen Mello, Teresa Mendez, Brenda Petree, Leslie Ranger, Zacarias Rivera, Lanty Ross, Carol Schick, Louis Silveria, Margaret Walden, Stacy Waymire, Roberta White, Jack Adams, Thelma Adams, Shirley Becker, Anthony Barendas, Kathy Bishop, Ronald Canena, Robert Coons, Dale De Wald, Allen Dong, Diane Hammersly, Susan Hastie, Lauralee Hill, Cynthia Johnston, Tim Jones, Paul Lange, Barney Little, Margie Miyata, Steve Moll, Pat Neher, Ronald Phillis, John Polonio, Mike Poss, Gary Rader, Mark Revenaugh, Elaine Sarcy, Melissa Smirl, Linda Smith, Cheryl Sprock, Cindy Strannerd, Sherry Wagner, Dale Williams, Dennis Wilson, Roberta Popara, and Betty Williams.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following instructors and students of Bransford Elementary School of Fairfield: *Instructors*—Mrs. Eugenia Gay, and Mr. Richard Nielsen. *Students*—Linda Carol Auld, Demetra Alice Ballos, Emma Jane Banks, Joan Carol Bickler, Jo Ann Bradley, Jimmie Wayne Broudrick, Dan Lynn Brown, Steven Roger Bullard, Catherine Ellen Castro, Michael John Christensen, Brenda Joyce Cody, Steven Timothy Coleman, Jacqueline Mary Dolloff, Stephen Thomas Durtschi, Rose Mary Gein, Chris Harry Grace, Patti Jo Grady, Charles Gary Grantham, Linda Louise Gumbels, Cathy Ann Holden, John Spencer Jessie, Glenda Joyce Jewell, Charles Earl Manuel, Diane Lynn Morgan, James Mike Murphy, Maureen Elizabeth Murphy, Jeffrey Lee Myer, Kevin Craig Myers, Richard Lawrence Myers, Barbara Anne Nesbitt, Tom Michael Newell, Sharon Kay Nicholson, Colleen Mary Nygard, Stephen Douglas Osborne, Eelinda Tolentino Pereyra, Kathryn Ann Poole, Dennis Ray Richardson, Glenda Joane Robinson, Omar Rodriguez, Richard Arlen Roush, Randall Murray Rowe, Gratia Ann Simmons, William Eugene Smith, Gary

Robert Stanton, Karen Ann Stephens, Ann Marie Stinecomb, Dennis Harold Thomas, Larry Robert Welch, Mary Julianne Wilden, Michael Lester Williams, Kathleen Diane Willis, Terry Eugene Wittenborn, and Byron Victor Yee.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teacher and students of Lathrop School of San Joaquin County: *Teacher*—Miss Helen M. Grindrod. *Students*—Patricia Andaya, David Applegate, Earl Brown, Charles Burns, Patricia Cotton, Judith Crettol, Dewayne Cross, Irene Cross, Robert Cruz, Patricia Dike, Linda Esquer, Robert Foulds, Margaret Frankovich, Marcelino Galicia, Rafael Galvan, Freddie Gore, David Guillermo, Patty Guillermo, Manuel Guzman, June Hadden, Sharon Harvey, Kenneth Hendershot, Vivian Hernandez, Lucille Hughes, Michael Jaramillo, Freddie Jones, Stephen Larson, John Laurence, Dennis Lisher, Dorothy Manuel, Jean Marquis, Donna Martinez, Phyllis Mejia, Jeanette Mello, Raymond Mendes, Larry Miller, Cynthia Nascimento, George Nivalta, John Newton, Judy Nolen, Mae Ramirez, Alice Robinson, Richard Sanchez, Richard Sadorra, Evelyn Smith, Vincent Tablet, Earnest Tafoya, Angel Tela, Joey Texeira, Tommy Texeira, Danny Turner, Eddie Vanmeter, Eric Vargas, and Kathy Whitmire.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Contra Costa College of San Pablo: *Adults*—Mr. Wayne B. Daniels, Mrs. Nancy Thacker, and Mr. Loren E. Straughn. *Students*—Teresa Lau, Marilia Cabrita, Suzanne Foo, Andrew Goow, Jagbir Anjla, Ronald Sun, Vincent Lao, Chor Yip, Aston Wong, F. Pejhan, Riaz Rafaat, Frey Hanasab, Shahbaz Sobrohi, Khalil Miyati, George Geevargis, Aekyuna Westbrook, Kun Youn, Masefield O'Laughlin, Vincent Liang, Nurali Ibrahim, Hideko Itako, Man Yan, Sean Laing, Isaac Meron, Mrs. Isaac Meron, Bijan, Neyesstani, Manuel Riveria, and Bernard Tse.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Sacred Heart School of Turlock: *Adults*—Mrs. Kenneth Young, Mrs. Nick Khamis, Mr. Joash Paul, Thomas McCarthy, Vincent Laffredo, Sister Mary. *Students*—Loren Almeida, Celeste Ameer, Phyllis Amesquite, Eloise Andre, Marie Antroll, Dennis Bettencourt, Randy Bloom, Nancy Cloward, William Cochrane, Gerard Crowley, Darrel Cunha, Alan Damas, Richard Dompeling, Patrick Donnelly, Charles Genzoli, Theresa Gallardo, James Harp, David Heilman, Dorthey Khamis, Raymond Lemos, Garry Lytle, Linda Lytle, Gregory Marchant, Robert Mays, Dennis McNeff, Peggy Moore, Theresa Neirs, Catherine Nunes, Rose Marie Odermatt, Patrick Parks, Joan Paul, Steven Perales, Phillip Ranzo, Kenneth Riggs, Steven Sanders, Linda Sandoval, Charleen Schendel, Mark Vieira, Timothy Vieira, Robert Wear, John West, Annette Vyrolyks.

On request of Senator Rees, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ventnor Williams of Altadena.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Capt. Albert J. Pavia, Louis Cosans, Mrs. Charles Patton, Mrs. Eugene Thomasson, Mrs. Ray Ferris, Mrs. Marion Overton, Robert Stadille, J. H. Monson, and Raymond Isaacson, all of Marina.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Rube Moulton of Hanford.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles Grant of Reno, Nevada.

On request of Senator Nisbet, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Albert Cash of Chino, Mr. and Mrs. Al Gallagher of San Bernardino.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. R. O. Koenig of Turlock.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fred R. Halverson and students of Menlo School, Menlo Park: Mr. Stephen Deutsch, Mr. Tom Doniger, Mr. Fred Croninger, Mr. Stephen Olney, Mr. Dennis Feldman, and Mr. Charles Nines, all of Menlo Park.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following senior citizens of San Mateo and Belmont: *Mrs. M. Burnand*—in charge, Mr. W. Winter, Mr. W. Rutherford, Mrs. R. DeYoung, F. Tyler, Mrs. Neola Allen, Mrs. Gertrude Griswold, Mrs. Stena Pease, Elsie Trowbridge, Jessie Christian, Angela Furtado, Mr. and Mrs. M. Thieman, Ida Harper, Lella McConnell, Mr. Ray Goddard, Emma Brehan, Inez Scott, Mr. and Mrs. M. Colville, Mrs. Grace Seitz, Mr. and Mrs. John Aiton, Mr. Cecil Turner, Helen Burke, Marie Pfagler, Miss Edith Ross, Mrs. Linda Summers, Mr. Guy Yutzy, Mrs. Stephanie Penn, Iva Mercer, Mrs. Zelma Lynch, Mrs. Jessie Werling, Marie George, Kathryn Robinson, Iona Nichols, Mrs. Margaret Fuller, Emy Lu Rohner, Anna H. Doney, Mrs. Carrie Thompson, Mr. and Mrs. Bybee, Dora Leplin, and Gertrude Browner.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults and students of Saint Clare's School of Santa Clara: *Adults*—Mr. Gerald Huiskamp, Instructor, Sister Regina Marie, Principal, Sister Edward Anne, Mr. G. Pereira, Mr. C. Esparza, Mrs. G. Huiskamp, Mrs. V. Pirene, Mrs. J. Rebeiro, Mrs. C. Esparza, Rev. Francis Dunn, S.J. *Students*—Mary Louise Alves, Rodney Andrade, Emma Baker, Joanne Balestra, Theresa Bell, Mark Boitano, Robert Bucher, Loretta Carbone, Penelope Douthwaite, Terrence Dawd, Dean Dunn, Elizabeth Esparza, Patrick Farley, Timothy Fitzmaurice, Suzanne Fontana, Dennis Goies, Carl Hansen, Eileen Hurley, Judith Jacinto, Eugene Kinzey, Susan Kleinheinz, Mary Ann Kudrna, Carol Lara, Richard Maloney, Kenneth Martin, Catherine Meyer, Francis McAuley,

Glenn McGee, Kathleen McNulty, Dennis O'Neill, Patricia Paradiso, Stephen Pereira, Irma Perez, Paul Perotti, Ray Pine, Charles Pirone, Michael Poulson, John Rebeiro, Kathleen Rebello, Robert Robie, Edna Rodrigues, Christopher Schroeder, David Smith, Kathleen Sullivan, Wayne Sylvia, Davydeen Vasconcellos, Ted Virts, Patricia Waldorf, Mary Joan Walker, Jeanne Waters, Nell Watson, Paul Polini, and Patrice Welton.

On request of Senator Bradley, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Albert C. Hall of San Jose.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 18, 1963

*To the Honorable Members of the Senate
State of California
Sacramento, California*

GREETINGS: At Senator Rattigan's request, I am returning herewith, without my signature, Senate Bill No. 295 entitled "An act to add Section 7031.5 to the Business and Professions Code, and to amend Section 3800 of the Labor Code, relating to contractors."

The bill adds to the Contractors' License Law portion of the Business and Professions Code a provision, now appearing in the Labor Code, requiring, as a condition precedent to the issuance of a local agency building permit, that the applicant certify either (1) that he has a valid contractor's license, or (2) that he has an exemption from the licensing requirement, and state the basis of the exemption.

I am informed by Senator Rattigan that the Contractors' License Law clearly exempts work done by a homeowner on his personal residence, but that it is not clear whether the law exempts work done on other buildings located on the same property, for example a home being constructed on ranch property for occupancy by a ranch foreman. Because of this uncertainty, and for the additional reason that the bill eliminates the exemption of work costing less than \$100, available under existing law, Senator Rattigan has requested that the bill be vetoed.

Accordingly, I am returning the bill without my signature.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read and Senate Bill No. 295 ordered to the unfinished business file.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 18, 1963

*Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento*

DEAR MR. BEEK: I am herewith sending you Governor Brown's statement to the Legislature on "Housing," dated April 18, 1963.

This message is being transmitted to you for your further handling.

Sincerely,

PAUL D. WARD
Legislative Secretary

Message read, and ordered printed in the Journal, and the statement filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 188
Assembly Bill No. 315
Assembly Bill No. 489

Assembly Bill No. 1009
Assembly Bill No. 1130

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 52

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, Chief Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, April 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 59

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 59—Relating to vending stand operation by blind persons.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 18, 1963

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 590
Assembly Bill No. 756
Assembly Bill No. 757
Assembly Bill No. 790
Assembly Bill No. 811
Assembly Bill No. 845
Assembly Bill No. 871
Assembly Bill No. 963
Assembly Bill No. 1033
Assembly Bill No. 1140

Assembly Bill No. 1223
Assembly Bill No. 1268
Assembly Bill No. 1340
Assembly Bill No. 1455
Assembly Bill No. 1544
Assembly Bill No. 1558
Assembly Bill No. 1623
Assembly Bill No. 1760
Assembly Bill No. 2272

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By RONALD COLLINS, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 590—An act to add Chapter 1.5 (commencing with Section 27111) to Division 20 of the Education Code, relating to grants to public libraries.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 756—An act to amend Sections 13197.1, 13197.15, 13197.2, and 13197.25 of the Education Code, relating to school credentials, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 757—An act to amend Sections 13055 and 13056 of the Education Code, relating to personnel of the public school system, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 790—An act to amend Section 15853 of the Government Code, relating to state public works.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 811—An act to amend Sections 23825, 23954.6, and 24072.5 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 845—An act to amend Section 14127 of, and to add Section 14127.1 to, the Education Code, relating to state teachers' retirement.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 871—An act to amend Sections 1724 and 1725 of the Business and Professions Code, relating to the practice of dentistry.

Referred to Committee on Business and Professions.

Assembly Bill No. 963—An act to amend Section 17922 of the Health and Safety Code, relating to State Housing Law.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1033—An act to amend Sections 5053, 5076, 5077, 5078, 5080, 5100, 5102, 5125, and 5200 of, and to add Section 5107 to, the Agricultural Code, relating to the California Beef Council.

Referred to Committee on Agriculture.

Assembly Bill No. 1140—An act to amend Section 89 of the Code of Civil Procedure, relating to the jurisdiction of municipal courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1223—An act to add Section 3582.5 to the Education Code, relating to master plans for school district organization, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1268—An act to amend Sections 31791 and 31823 of the Streets and Highways Code, relating to vehicle parking districts.

Referred to Committee on Transportation.

Assembly Bill No. 1340—An act to amend Section 14260 of, the Education Code, relating to State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1455—An act to amend Sections 840, 844, 844.1 and 844.2 of the Agricultural Code, relating to honey.

Referred to Committee on Agriculture.

Assembly Bill No. 1544—An act to amend Section 75025 of the Government Code, relating to judges' retirement.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1558—An act adding Sections 31533 and 31534 to the Government Code, relating to county employees' retirement systems.

Referred to Committee on Local Government.

Assembly Bill No. 1623—An act to amend Section 109 of the Agricultural Code, relating to quarantine.

Referred to Committee on Agriculture.

Assembly Bill No. 1760—An act to amend Section 4087 of the Business and Professions Code, relating to the practice of pharmacy.

Referred to Committee on Business and Professions.

Assembly Bill No. 2272—An act to validate the organization and acts of community services districts and municipal water districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 33—An act to amend Sections 702 and 703 of the Code of Civil Procedure, relating to amounts required to redeem from judicial sale of real property;

Senate Bill No. 444—An act to amend Section 6652 of the Fish and Game Code, relating to kelp;

And reports that the same have been correctly enrolled, and presented to the Governor on the 18th day of April, 1963, at 11:30 a.m.

BURNS, Chairman

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 52—Approving amendments to the Charter of the City of San Buenaventura, a municipal corporation in the County of Ventura, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the ninth day of April, 1963;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the 18th day of April, 1963, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 23

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 8

Senate Bill No. 779

Senate Bill No. 10

Senate Bill No. 804

Senate Bill No. 322

Senate Bill No. 821

Senate Bill No. 364

Senate Bill No. 906

Senate Bill No. 420

Senate Bill No. 932

Senate Bill No. 571

Senate Bill No. 934

Senate Bill No. 684

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 40
Senate Bill No. 208
Senate Bill No. 387
Senate Bill No. 395

Senate Bill No. 649
Senate Bill No. 746
Senate Bill No. 877
Senate Bill No. 970

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 544

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Institutions

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Institutions, to which were referred:

Senate Bill No. 310
Senate Bill No. 311
Senate Bill No. 579

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Bill No. 615

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

HOLMDAHL, Chairman

Above reported bill ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Bill No. 140
Senate Bill No. 141
Senate Bill No. 144

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

FARR, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Bill No. 145
Senate Bill No. 146
Senate Bill No. 725

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FARR, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 416

Senate Bill No. 635

Senate Bill No. 421

Senate Concurrent Resolution No. 16

Senate Bill No. 433

Assembly Bill No. 656

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Vice Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to third reading.

Committee on Public Health and Safety

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 979

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended, and be placed on the Consent Calendar.

STIERN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 976

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

STIERN, Chairman

Above reported bill ordered to second reading.

Committee on Social Welfare

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Social Welfare, to which was referred:

Senate Bill No. 955

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

STURGEON, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 915

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to the Committee on Rules to be assigned to proper fact-finding committee for interim study.

STIERN, Chairman

Above reported bill re-referred to Committee on Rules to be assigned to an interim committee.

Committee on Finance

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 42

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 43

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Vice Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 528

Assembly Bill No. 389

Senate Bill No. 924

Assembly Bill No. 457

Senate Bill No. 663

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

TEALE, Vice Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 34

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 97

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Bill No. 340

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

Above reported bill ordered to third reading.

Committee on Institutions

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Committee on Institutions, to which was referred:

Senate Bill No. 463

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to third reading.

Committee on Natural Resources

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 656

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 656

Senator Sturgeon moved that Senate Bill No. 656 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 656—An act to amend Section 5823.5 of the Public Resources Code, relating to small craft harbors.

Bill read second time.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "The division may make a grant to a"; and strike out line 13.

Amendment No. 2

On page 2, line 5, strike out "and in accord-" and strike out lines 6 to 9, inclusive, and insert a period.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, April 17, 1963

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 158

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 158

Senator Donnelly moved that Assembly Bill No. 158 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 158—An act to amend Sections 17103 and 17201 of, and to repeal Section 17104 of, the Education Code, relating to school cafeteria personnel salaries.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 13, of the printed bill, after "district.", insert "Costs of wages, salaries and benefits including employer retirement contributions and other purposes classed as food service, shall be excluded from the definition of "current expense of education" as defined in Section 17503 of this code."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The chairman of the Committee on Judiciary, to which was referred:

Assembly Bill No. 135

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 135

Senator Regan moved that Assembly Bill No. 135 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 135—An act to amend Section 631.3 of the Code of Civil Procedure, relating to jury fees not refunded.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 15, of the printed bill, after "county," insert "All jury fees and mileage fees that may accrue by reason of a juror serving on more than one case in the same day shall revert to the county and be deposited in the general fund of the county."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 581

Reports the same back with author's amendments with the recommendation: amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 581

Senator Williams moved that Senate Bill No. 581 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 581—An act to add Sections 5006.3 and 5093 to the Public Resources Code, and to add Chapter 12.5 (commencing with Section 7000) to Division 7 of Title 1 of the Government Code, and to add Chapter 6 (commencing with Section 66400) to Title 7 of the Government Code, relating to the acquisition, maintenance, improvement, and use of property in the area of the Westside Freeway and the California Aqueduct, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "may acquire sites for five", and insert "shall acquire sites for".

Amendment No. 2

On page 1, strike out line 5, and insert "238. The following general vicinities shall be given first consideration:".

Amendment No. 3

On page 2, line 2, after "rests," insert "hereinafter called safety rests,".

Amendment No. 4

On page 2, line 13, strike out "roadside", and insert "safety".

Amendment No. 5

On page 2, line 14, strike out "facilities for"; and strike out lines 15 and 16, inclusive, and insert "picnic tables, adequate refuse containers, shade structures, and may also include other related non-commercial facilities for the traveling public."

Amendment No. 6

On page 3, line 10, strike out "Precise Development", and insert "Highway Interchange".

Amendment No. 7

On page 3, line 36, strike out "precise development"; strike out lines 37 to 52, inclusive; and on page 4, strike out lines 1 to 8, inclusive, and insert "highway interchange districts, which districts shall be established by each local jurisdiction traversed by the Westside Freeway in which is located any of the interchanges identified herein.

66402. The boundaries of each such district shall be designated by the local jurisdiction within which each such interchange is located and shall include such territory as the local jurisdiction deems to be affected by each interchange, but in no case shall the area consist of less than a circle of one-mile radius from the point of intersection of the centerline of the Westside Freeway with the centerline of any highway, street or road intersecting at an interchange.

66403. Each local jurisdiction shall prepare for each such highway interchange district a general land use plan and appropriate zoning ordinances by January 1, 1964. It shall be recognized that the State has a continuing interest in adequate enforcement of such plans and ordinances due to construction by the State of the Westside Freeway."

Amendment No. 8

On page 4, in line 11, strike out "the five".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 933

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 933

Senator Gibson moved that Senate Bill No. 933 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 933—An act relating to the conveyance of land to the United States for military, naval, or defense purposes.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 1, and insert

"SECTION 1. This act is necessary in order to clarify the boundaries of certain lands previously granted, released and ceded to the United States of America for military, naval, or defense purposes by Chapter 81 of the Statutes of 1897 with respect to such lands used for the Mare Island Naval Reservation.

SEC. 2. As used in this act "subject land" means the".

Amendment No. 2

On page 2, line 1, after "West," strike out the remainder of line 1; and strike out lines 2 to 4, inclusive, and insert "2500 feet more or less to the ordinary high water mark of San Pablo on the southwesterly shore of Mare Island; thence

(5) Northwesterly along said ordinary high water mark of Mare Island to the intersection with a line which bears North 40° 11' 50" East from the Point of Beginning; thence".

Amendment No. 3

On page 2, line 5, strike out "(5)", and insert "(6)".

Amendment No. 4

On page 2, line 5, after "West," strike out "2304.04 feet as shown on the"; and in line 6, strike out "aforesaid 'Map of Grant to City of Vallejo'".

Amendment No. 5

On page 2, line 13, strike out "2", and insert "3".

Amendment No. 6

On page 2, line 16, strike out "3", and insert "4".

Amendment No. 7

On page 2, line 16, after "State" insert "of California".

Amendment No. 8

On page 2, line 17, after "interest", insert "which it now possesses".

Amendment No. 9

On page 2, strike out lines 18 to 27, inclusive and insert "and to the subject land only so long as the United States shall continue to hold and own the adjacent lands now belonging to the United States, and in the event that the ownership of said adjacent lands are transferred by the United States to any person or corporation or to the State or any of its agencies or instrumentalities, then the subject land shall revert forthwith to the State. The United States may document such reversion of the subject land by a deed from a proper officer of the United States or written notice that such reversion has occurred may be given by the State, acting by and through the agency thereof having jurisdiction over the ungranted sovereign lands of the State, to the United States of America and said notice may be recorded in the office of the recorder of Solano County."

Amendment No. 10

On page 2, after line 27, insert

"SEC. 5. The jurisdiction over the subject land shall remain unchanged from that which was specified in Chapter 81 of the Statutes of 1897."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 293

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 293

Senator Bradley moved that Senate Bill No. 293 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 293 An act to add Section 158.5 to the Business and Professions Code, relating to the refund of license fees.

Bill read second time.

Motion to Amend

Senator Bradley moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill as amended in Senate March 5, 1963, strike out "158.5", and insert "9585".

Amendment No. 2

On page 1, line 1, strike out "158.5", and insert "9585".

Amendment No. 3

On page 1, strike out lines 3 and 4, and insert "9585. If any licensee under this chapter ceases for any reason, other than the".

Amendment No. 4

On page 1, line 6, strike out "or profession".

Amendment No. 5

On page 1, line 8, strike out "agency issuing the license", and insert "board".

Amendment No. 6

On page 1, line 11, strike out "or profession".

Amendment No. 7

On page 1, line 12, strike out "agency", and insert "board".

Amendment No. 8

On page 1, lines 15 and 16, strike out "the business or profession", and insert "business".

Amendment No. 9

On page 1, strike out lines 17 to 20, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 419

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

MOTION TO AMEND SENATE BILL NO. 419

Senator Rodda moved that Senate Bill No. 419 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 419—An act to add Section 8590.2 to the Water Code, relating to the acquisition of overflow areas by the Reclamation Board.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 2, 1963, between lines 2 and 3, insert

"8590.2. In acquiring interests in land necessary for the purposes specified in Section 8590 and notwithstanding the provisions of Section 8676, the board in determining whether to acquire in fee or easement may consider such additional uses as fish and wildlife enhancement and recreation if so requested by another state agency. Any such parcel acquired in fee shall be subject to the continuing jurisdiction of the board to insure that the primary purposes of flood control are served and to prevent any damage or interference with the flood control works or any public nuisances arising out of such additional uses and any increased costs of maintenance attributable to such additional uses shall be borne by the agency requesting such uses."

Amendment No. 2

On page 1, strike out lines 3 to 23, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 814

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 814

Senator McAteer moved that Senate Bill No. 814 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 814—An act to add Chapter 4.5 (commencing with Section 1800) to Division 2 of the Business and Professions Code, relating to the regulation of persons practicing hypnosis.

Bill read second time.

Motion to Amend

Senator McAteer moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, strike out lines 17 to 21, inclusive.

Amendment No. 2

On page 2, line 22, strike out "1805.", and insert "1804."

Amendment No. 3

On page 2, line 38, after "hypnosis", insert "or in research or teaching".

Amendment No. 4

On page 3, line 26, insert

"1835. A violation of this chapter by the holder of a basic license constitutes a ground for disciplinary action against such holder by the board issuing the basic license.

Article 4. Education and Research

1840. Nothing contained in this chapter shall prohibit schools approved or accredited by the Board of Dental Examiners, the Board of Medical Examiners for the teaching of medicine, the Board of Osteopathic Examiners, or the Psychology Examining Committee from giving instructions in the practice of hypnosis or from engaging in research in the use of or the effects of hypnosis.

1841. No instruction outside of a school accredited or approved under Section 1840 shall be presented to any person other than one holding a basic license to practice in the healing arts; except that physicians, dentists, or psychologists not licensed in California nor resident in California may receive instruction in hypnosis at any seminar or workshop being held in conjunction with a bona fide convention held in this State of an organization all of whose members hold a basic license to practice in the healing arts.

1842. No person shall teach hypnosis in this State outside of a school accredited or approved under Section 1840 other than a person who holds a basic license in the healing arts or a physician, dentist, or psychologist not licensed in California nor resident in California. Any instruction permitted under this section shall be presented only at a seminar or workshop being held in conjunction with a bona fide convention or meeting held in this State of an organization all of whose members hold a basic license to practice in the healing arts.

1843. Nothing in this chapter shall prohibit bona fide research in the use of or effects of hypnosis conducted by a person who holds a basic license to practice in the healing arts and under the auspices of a school approved or accredited by the Board of Dental Examiners, the Board of Medical Examiners for the teaching of medicine, the Board of Osteopathic Examiners, or the Psychology Examining Committee."

Amendment No. 5

On page 3, strike out line 27, and insert

"Article 5. Therapeutic Practice by other than Basic Licensees".

Amendment No. 6

On page 3, line 40, after "occupation.", insert "A willful misstatement of fact in the application constitutes a ground for the revocation of the registration. The proceedings for such revocation shall be conducted as provided in Section 1856."

Amendment No. 7

On page 3, line 43, strike out "five dollars (\$5)", and insert "twenty-five dollars (\$25)".

Amendment No. 8

On page 4, line 7, after "arts.", insert "Registration shall not authorize the person registered to engage in research or teaching as provided in this chapter."

Amendment No. 9

On page 4, line 33, strike out "5.", and insert "6."

Amendment No. 10

On page 4, line 45, after "hypnosis.", insert "A willful misstatement of fact in the application constitutes a ground for the revocation of the registration. The proceedings for such revocation shall be conducted as provided in Section 1876."

Amendment No. 11

On page 4, line 48, strike out "five dollars (\$5)", and insert "twenty-five dollars (\$25)".

Amendment No. 12

On page 5, line 10, after "hypnosis", insert "or in research or teaching as provided in this chapter".

Amendment No. 13

On page 5, line 36, strike out "6.", and insert "7."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 926

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 926

Senator Short moved that Senate Bill No. 926 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 926—An act to amend Sections 10150.6, 10153.7 and 10153.9 of, to add Section 10153.3 to, and to repeal Sections 10153.5 and 10205 of, the Business and Professions Code, relating to real estate sale licenses.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 17, of the printed bill, strike out "Western College Association", and insert "Western Association of Schools and Colleges".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 860

Reports the same back with author's amendments with the recommendation: Amend and re-refer to the committee.

COBEY, Chairman

MOTION TO AMEND SENATE BILL NO. 860

Senator Murdy moved that Senate Bill No. 860 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 860—An act to add Article 1.5 (commencing with Section 35415) to Chapter 2 of Part 5 of Division 13 of, and to add Sections 35479, 35480 and 35481 to, the Water Code, relating to California water districts.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "and its inhabitants", and insert "or of any improvement district therein formed for the purpose, and the inhabitants thereof".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Concurrent Resolution No. 27

Reports the same back with author's amendments with the recommendation: Amend and re-refer to the committee.

COBEY, Chairman

MOTION TO AMEND SENATE CONCURRENT RESOLUTION NO. 27

Senator CobeY moved that Senate Concurrent Resolution No. 27 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 27—Relative to a study of the facilities for removal of drainage water from the San Joaquin Valley.

Resolution read.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, between lines 2 and 3 of the printed measure, insert "sources is urged to complete its San Joaquin Valley Drainage Investigation at the earliest possible time; and be it further

Resolved, That the Department of Water Re-".

Amendment No. 2

On page 1, line 7, strike out "1964", and insert "1965".

Amendment No. 3

On page 1, strike out lines 9 to 14, inclusive, and insert

Resolved, That in preparing such report, the department shall thoroughly and exhaustively study the following matters:

(a) The purposes for which the drainage facilities, or alternatives thereto, should be built, including such purposes as the disposal of degraded irrigation water, oil-field wastes, and municipal and industrial wastes;

(b) Ways and means of effectively co-ordinating the responsibilities of the United States Secretary of Interior with respect to drainage facilities to be provided under Public Law 86-488 with the State's responsibility to provide facilities for removal of drainage water from the San Joaquin Valley as provided in the Burns-Porter Act; and ways and means of co-ordinating the responsibility of the state and federal agencies pursuant to the Federal Water Pollution Control Act as amended by Public Law 87-88;

(c) Alternative routing of drainage facilities and alternatives to the disposal of waste water other than through drainage facilities, such as reclamation, evaporation, or the removal of harmful constituents;

(d) The nature of the drainage facilities and alternatives proposed, if any, including preliminary design, staging of construction, recommended capacities, and alternate termini proposed, if any;

(e) The costs involved, including adequate allowances for escalation and all other contingencies, taking into account whatever staging or construction is proposed; and what portion of such costs should be nonreimbursable;

(f) The benefits to accrue from the project, both statewide and local;

(g) The engineering feasibility, the economic justification, and the financial feasibility of the project;

(h) Ways and means of fairly and equitably recovering the costs of the project, in whole or in part, from the direct and indirect statewide and local beneficiaries of the project and from those contributing to the conditions requiring the removal of waste water, including the creation of an overall drainage district for such purpose; and be it further

Resolved, That the Department of Water Resources is further requested, in the course of the preparation of the comprehensive report called for herein, to carry out the directives contained in ACR 92, Resolution Chapter 214 of the 1961 Session, and Sections 12230 to 12233 of the Water Code; and be it further".

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Rules, to which was referred: Senate Concurrent Resolution No. 28

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

MOTION TO AMEND SENATE CONCURRENT RESOLUTION NO. 28

Senator Rodda moved that Senate Concurrent Resolution No. 28 be amended and re-referred to Committee on Rules.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 28—Relating to education of health personnel.

Resolution read.

Motion to Amend

Senator Rodda moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 19, of the printed measure, before "the Contingent Funds", strike out "for", and insert "from".

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Finance**

SENATE CHAMBER, April 18, 1963

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 888

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MILLER, Chairman

MOTION TO AMEND SENATE BILL NO. 888

Senator Burns moved that Senate Bill No. 888 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 888—An act to amend Sections 19480, 19490, 19550, and 19569 of, to repeal and add Article 6 (commencing with Section 19530), Chapter 4, Division 8 of, and to repeal Section 19570 of, the Business and Professions Code, relating to horseracing.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate April 11, 1963, strike out lines 18 to 25, inclusive, and insert

"19533. The racing days which may be allocated at the discretion of the board to fairs may be for any type of racing, including thoroughbred, harness, quarter horse racing or any combination thereof, and shall be as follows:

(a) To fairs not to exceed 14 days per year in any one county, provided that the days so allocated shall be days on which the applicant carries on its general fair activities.

(b) To the California State Fair and Exposition not to exceed 21 days per year in addition to the days which may be allocated to it under subdivision (a) above, provided, that the days so allocated shall be days on which the California State Fair and Exposition carries on its general fair activities.

(c) Any horseracing days which may be allowed to fairs shall not diminish the maximum number of racing days available under this article to applicants other than fairs."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE RULES COMMITTEE
SENATE CHAMBER, STATE CAPITOL

April 18, 1963

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

LEVERETTE D. HOUSE, Member, Alcoholic Beverage Control Appeals Board, vice Adon V. Panattoni, resigned;

JOHN GILLES BELL, Member, Adult Authority, vice self, term expired;

JOHN WESLEY BREWER, Member, Adult Authority, vice self, term expired;

KENT SILVERTHORNE, Member, State Water Rights Board, vice self, term expired;

RALPH BRODY, Member, California Water Commission, vice self, term expired;

JOHN J. KING, Member, California Water Commission, vice self, term expired;

JOHN W. BRYANT, Member, California Water Commission, vice self, term expired;

MATTHEW JIMINEZ, Member, State Fire Advisory Board, vice Chief Hugh Morris, resigned;

Has had the same under consideration, and reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

REQUEST FOR UNANIMOUS CONSENT

Senator Burns asked for, and was granted, unanimous consent to have the above report from the Committee on Rules regarding confirmation of the Governor's appointments printed in the Journal, and consideration continued to the next legislative day.

REPORTS OF STANDING COMMITTEES

Committee on Rules

CAPITOL CORRESPONDENTS ASSOCIATION
STATE CAPITOL, SACRAMENTO

April 15, 1963

*Chairman, Senate Committee on Rules
Senate Chamber, State Capitol
Sacramento, California*

DEAR MR. CHAIRMAN: The following named person is eligible for accreditation as a representative of the press, radio and television at the General Session of the Legislature of 1963:

KNXT News ----- Paul Meeks

SQUIRE BEHRENS, President

Standing Committee:
Morrie Landsberg, *Chairman*
De Van L. Shumway
Richard Rodda

SENATE RULES COMMITTEE
SENATE CHAMBER, STATE CAPITOL
April 18, 1963

MR. PRESIDENT: The Committee on Rules has approved the following press, radio and television representative for credentials during the 1963 General Session as submitted by Earl C. Behrens, President of the Capitol Correspondents Association.

KNXT News ----- Paul Meeks

BURNS, Chairman

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Burns moved that Senate Bill No. 205 be taken from the inactive file and placed on the second reading file.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Short:

Senate Resolution No. 131

Relative to a study of state mental institutions

WHEREAS, The population of the State of California has increased manyfold in recent years and is expected to continue to increase at a rapid rate; and

WHEREAS, The number of people being treated through state-operated mental institutions has necessarily increased; and

WHEREAS, The State Department of Mental Hygiene is embarking on a long-range program which emphasizes the use of modern psychiatric treatment methods and local resources; and

WHEREAS, State-operated facilities are not subject to inspection and accreditation by the Joint Commission on Accreditation of Hospitals, but do try to meet standards set forth by the American Psychiatric Association; and

WHEREAS, The California Medical Association has continually expressed its interest and concern in the quality of medical care received by people of the State regardless of whether the facility is state- or privately owned; and

WHEREAS, Physicians in practice in this State can best judge the quality of medical care; now, therefore, be it

Resolved by the Senate of the State of California, That the Department of Mental Hygiene is urged to request the California Medical Association, acting through its appropriate committees and associated specialty organizations, to undertake a comprehensive survey of state mental institutions, including care of patients, quality and adequacy of personnel and adequacy of facilities; the California Medical Association to be further requested to submit, to the department, a full written report of its findings, conclusions and recommendations; and be it further

Resolved, That the department transmit such report, together with its comments, to the Senate Committee on Business and Professions.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE

Consideration of Assembly Amendments

Senate Bill No. 120—An act to amend Section 2922 of the Revenue and Taxation Code, relating to unsecured property taxes.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 120?

Amendment No. 1

On page 1, line 17, of the printed bill, as amended in Senate March 12, 1963, strike out "a month to the time of payment".

Amendment No. 2

On page 1, line 18, after "them", insert "on the first day of each month to the time of payment or to the time a court judgment is entered for the amount of the unpaid taxes and penalties, whichever occurs first".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 120 by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 701—An act to amend Section 7700 of the Education Code, relating to courses of study.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 2, line 7, of the printed bill, after "economics," insert "a semester course in world affairs,".

Amendment No. 2

On page 2, line 8, strike out "Latin", and insert "Pan".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 723—An act to amend Section 5302 of the Education Code, relating to admission to first grade.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 13, of the printed bill, after "district", insert "and with the consent of the child's parent or guardian".

Amendment read, and adopted.

Amendments From the Floor

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 1, after line 19, insert
"No child shall be admitted to the first grade of an elementary school pursuant to this section unless the child is at least five years of age."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 793—An act to amend Section 8857 of the Education Code, relating to educational television.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2, line 15, of the printed bill, strike out "by", and insert "of".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 688—An act to amend Section 3128 and to repeal Section 3129 of the Education Code, relating to school district organization.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 702—An act to amend Sections 19615 and 19663.5 of the Education Code, relating to state school building aid.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 349—An act to amend Section 23432 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 658—An act to amend Section 25630 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 770—An act to add Section 172.6 to the Penal Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 406—An act to amend Sections 1424 and 1425 of the Labor Code, relating to fair employment practices.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 752—An act to amend Section 24755 of, and to add Section 24755.1 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 866—An act to amend Section 1420 of the Labor Code, relating to unlawful employment practice.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 452—An act to amend Section 172 of the Penal Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 29, of the printed bill, strike out "road or roads", and insert "highway or highways as defined in Section 360 of the Vehicle Code".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 816—An act to amend Sections 33003 and 33004 of, and to repeal Section 33011 of the Health and Safety Code, relating to community redevelopment.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 7, of the printed bill, after "sion", insert "pursuant to Section 33500".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 824—An act to add Section 160.5 to the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 160.5 to", and insert "amend Section 7314 of, and to add Section 160.5 to".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 4 to 6, inclusive, and insert "department shall perform the inspections authorized by the boards within the department. The assignment of inspectors shall be made by the Chief of the Division with the approval of the director.

SEC. 2. Section 7314 of said code is amended to read:

7314. The director may, in accordance with the State Civil Service Act, whenever in his judgment it is necessary, employ examiners, inspectors, investigators, assistants, deputies and clerks and fix their compensation, which compensation and all reasonable expenses incurred by the board, shall not be paid from the general revenue funds of the State.

[All inspectors shall have had at least three years' experience in the licensed practice of cosmetology at the time of their appointment.]

An examiner in any branch of cosmetology except electrology shall hold a current, valid license as a cosmetology instructor at the time of his appointment and an examiner in electrology shall hold a current valid license as an electrology instructor at the time of his appointment."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 923—An act to add Section 23816.1 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, as amended in Senate April 8, 1963, strike out "within hotels or motels of 75 rooms or more".

Amendment No. 2

On page 1, line 6, strike out "hotel or motel and".

Amendment No. 3

On page 1, lines 12 and 13, strike out "within a hotel or motel of 75 rooms or more".

Amendment No. 4

On page 1, line 14, strike out "hotel or motel".

Amendment No. 5

On page 1, strike out lines 15 and 16, and insert "restaurant facilities, shall not be transferable."

Amendment No. 6

On page 1, lines 17 and 18, strike out "hotels or motels", and insert "bona fide public eating places".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 468—An act to amend Section 1300.15 of the Agricultural Code, relating to marketing of agricultural products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 3, line 44, of the printed bill, strike out "The provisions for limiting the total quantity of"; strike out lines 45 to 52, inclusive; and on page 4, strike out lines 1 to 7, inclusive.

Amendment No. 2

On page 7, between lines 46 and 47, insert

"(11) Provisions for limiting the quantity of any agricultural commodity, or of any grade, size or quality thereof, which may be marketed by producers or processed, distributed or otherwise handled within this State during any marketing season or during any specified period or periods, by any and all persons engaged in such producer marketing, processing, distributing or handling; provided, that any such limitation shall be applied under a uniform rule applicable to all such persons so regulated. The total quantity of any such commodity so regulated and permitted to be marketed by producers, processed, distributed or otherwise handled, shall not be less than the quantity which the director finds is reasonably necessary to supply the market demands of consumers of such commodity. The provisions for limiting the quantity of any agricultural commodity or of any grade, size, or quality thereof which may be marketed by producers may include procedures for the advisory board to recommend and the director to approve individual producer quantity marketing quotas prior to or during the planting or production season. Such producer quantity marketing quotas may be adjusted upon the recommendation of the advisory board and the approval of the director if necessary to more nearly approximate market demand at the time of harvest. Such producer quantity quotas shall be based upon quantities marketed in a prior representative period adjusted to current needs taking into consideration current supplies available and shall include reasonable quotas for new producers and for the adjustment of the quotas of producers whose volume of marketings were abnormal during the representative period."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

Senate Bill No. 448—An act to add Section 3508 to, and to amend Sections 3509 and 3510 of, the Fish and Game Code, relating to dog training.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 2, line 47, of the printed bill, strike out "legitimate".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 449—An act to amend Section 3031 of, and to add Section 3517 to, the Fish and Game Code, relating to taking of game birds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 15, of the printed bill, after "(e)", insert

"To any person not a resident of this State, valid only at an organizational field trial held under the provisions of Section 3510, upon the payment of five dollars (\$5).

(f)".

Amendment No. 2

On page 2, line 16, strike out "Delta Mendota"; strike out lines 17 to 28, inclusive; and in line 29, strike out "said boundary to", and insert "marked line of the San Joaquin Valley California Aqueduct; thence southerly along said Aqueduct to Highway 41; thence westerly along Highway 41 to its junction with Highway 33; thence southerly along Highway 33 to its junction with Highway 166; thence easterly along Highway 166 to its junction with Highway 99; thence southerly along Highway 99 to its junction with Weed Patch-Wheeler Ridge Road; thence northerly along Weed Patch-Wheeler Ridge Road to its junction with David Road; thence easterly along David Road to its junction with Rancho Road; thence northerly along Rancho Road to its junction with Herring Road; thence easterly along Herring Road to its junction with Tejon Highway; thence northerly along Tejon Highway to its junction with Bear Mountain Boulevard; thence easterly along Bear Mountain Boulevard to its junction with Highway 466; thence westerly along Highway 466 to its junction with".

Amendment No. 3

On page 4, strike out lines 37 and 38.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 385—An act to amend Section 11166.12 of the Health and Safety Code, relating to triplicate narcotic prescription requirements.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 2 of the list of authors in the heading of the printed bill, as amended in Senate March 18, 1963, strike out "Cameron,".

Amendment No. 2

On page 2, after line 7, insert

"On and after the 1st day following adjournment of the 1965 Regular Session of the Legislature the provisions of this code with reference to the writing of narcotic prescriptions on official triplicate blanks and the filling thereof shall not apply to dihydrohydroxycodone."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 802—An act to amend Section 17 of the Penal Code, relating to classification of public offenses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 20, of the printed bill, strike out ", thereafter", and insert "or probation officer thereafter,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 803—An act to amend Section 1205 of the Penal Code, relating to fines for public offenses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 19, of the printed bill, after "fine", insert "or installment".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 921—An act to amend Sections 493, 494, 495, and 496 of, and to add Section 446.1 to, the Agricultural Code, and to amend Section 542 of the Health and Safety Code, relating to the qualifications of persons regularly engaged in the enforcement of laws, rules, regulations and ordinances pertaining to milk and milk products.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 10, of the printed bill, as amended in Senate April 8, 1963, strike out "each of whom shall be", and insert "and no person may be so employed who is not".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 867—An act to amend Sections 50014, 50160, 50170, 50700, 50701, 50703, 50704, 50758, 50803, 50812 and 50932 of, and to add Sections 50015 and 50016 to, the Water Code, relating to reclamation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 24, of the printed bill after "which", insert "the".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 872—An act to amend Section 34311 of the Government Code, relating to cities.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 14, of the printed bill, after the second "the", insert "same".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 868—An act to amend Section 25450.5 of the Government Code, relating to county property.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 869—An act to add Section 37902.1 to the Government Code, relating to public works.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 907—An act to add Part 12 (commencing with Section 54000) to Division 15 of the Water Code, relating to reclamation districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 840—An act to amend Section 43610.1 of the Government Code, relating to bonds in cities.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 865—An act to amend Sections 35721, 35820, and 35829 of the Government Code, relating to the consolidation of cities.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 870—An act to add Section 30066 to the Water Code, relating to county water districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 871—An act to amend Sections 35121.1 and 35313.2 of the Government Code, relating to annexation of territory by cities.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 967—An act to add Section 8402 to the Government Code, relating to discussion and social meetings of aged persons.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 695—An act to amend Section 18060.2 of the Education Code, relating to special education.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "physically", and insert "orthopedically".

Amendment No. 2

On page 1, line 9, strike out "physically", and insert "orthopedically".

Amendment No. 3

On page 1, line 11, strike out "physically", and insert "orthopedically".

Amendment No. 4

On page 1, line 14, after "full-time", insert "special".

Amendment No. 5

On page 1, line 20, strike out "physically", and insert "orthopedically".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 696—An act to amend Section 18060 of the Education Code, relating to special education.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, line 10, of the printed bill, after "mobility", insert ", as defined by the State Board of Education,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 913—An act to amend Section 6902 of the Government Code, relating to vending machines for the blind.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 24, of the printed bill, as amended in Senate April 15, 1963, strike out "distribute such"; strike out lines 25 to 28, inclusive, and insert "cause such profits to be distributed among those operators who operate in marginal locations."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 914—An act to amend Section 6904 of the Government Code, relating to vending stands for the blind.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1 of the printed bill, strike out lines 10 and 11, and insert "which service charge shall not exceed 8 percent thereof from each vending stand operator, and shall be placed in the Special De-".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 953—An act to amend Section 203.1 of the Welfare and Institutions Code, relating to welfare services.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Social Welfare:

Amendment No. 1

On page 1, line 11, of the printed bill after "services", insert "for those eligible therefor".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 201—An act to amend Section 36 of the Orange County Water District Act (Chapter 924, Statutes of 1933), relating to the Orange County Water District.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 745—An act to add Section 8202 to the Education Code, relating to the public schools.

Bill read second time, and ordered to third reading.

Assembly Bill No. 703—An act to amend Sections 1401 and 2648 of the Education Code, relating to junior college districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 19, 1963, strike out "1401 and 2648", and insert "926, 1401 and 2648".

Amendment No. 2

On page 2, after line 4, insert

"Sec. 3. Section 926 of said code, as proposed to be added by Senate Bill No. 718 of the 1963 Regular Session, is amended to read:

926. In any junior college district coterminous with a single high school district, of any type, the governing board of the high school district shall constitute the junior college board and after organizing as a junior college board shall have the management and control of the junior college in the district; *provided, however, should any territory be included within the boundaries of such junior college district by annexation thereto or by change of boundaries thereof, which territory is not included within the high school district, such junior college district shall be governed by a board of five members who shall in addition to the same officers, for the same terms, and at the same time as are members of the governing boards of other junior college districts. Within 15 days after the effective date of the annexation or change of boundaries for the purpose of electing members of the governing board, the county superintendent of schools having jurisdiction over the junior college district shall call an election.*

A junior college district coterminous with a single unified school district shall be governed by the governing board of the unified school district.

This section does not apply to junior college districts formed pursuant to Article 3 (commencing with Section 2551) of Chapter 6 of Division 5 of this code.

SEC. 4. Section 3 of this act shall become operative only if Division 4 of the Education Code, as proposed by Senate Bill No. 718 is enacted by the Legislature at the 1963 Regular Session, and in such case at the same time as said Senate Bill No. 718 takes effect; at which time Section 1401 of the Education Code as amended by Section 1 of this act, and Section 2648 of said code as amended by Section 2 of this act, are repealed."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 704—An act to amend Section 2571 of the Education Code, relating to a junior college remaining a separate district upon formation of coterminous unified district.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 19, 1963, strike out "Section 2571", and insert "Sections 2571 and 2591".

Amendment No. 2

In line 3 of the title, after "of", insert "a".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 2, after line 12, insert

"SEC. 2. Section 2591 of said code, as proposed to be added by Senate Bill No. 718 of the 1963 Session, is amended to read:

2591. If a unified district is formed to include a [city] high school district and the boundaries of the high school district are coterminous with a junior college district and with the boundaries of the newly formed unified school district, the junior

college district shall remain a separate district and shall not become an integral part of the unified district.

[This section applies only to a unified district the formation of which was effective for all purposes on July 1, 1961.]

This section shall not affect the status of any unified district formed and maintaining a junior college on or before July 1, 1961 and shall not be deemed to require the formation of a junior college district for the maintenance of any junior college now operated by a unified district.

The governing board of the unified district shall constitute the governing board of the junior college district, and after organizing as a junior college board shall have the management and control of the junior college district. If any additional territory is included within the boundaries of the junior college district and is not included within the unified district, the junior college district shall be governed by a board of five members who shall be elected in the same manner, for the same terms, and at the same time as are members of the governing boards of other junior college districts. Within 15 days after the effective date of such inclusion of additional territory in the junior college district only for the purpose of electing members of the governing board, the county superintendent of schools having jurisdiction over the junior college district shall call an election to elect the governing board of the junior college district.

A junior college district remaining a separate district pursuant to this section shall not be deemed a newly created district within the meaning of Chapter 8 (commencing with Section 54900) Part 1, Division 2, Title 5 of the Government Code.

SEC. 3. Section 2 of this act shall become operative only if Division 5 of the Education Code, as proposed to be added by Senate Bill No. 718 of the 1963 Session, is enacted by the Legislature at such session, and in such case at the same time as said Division 5 takes effect, at which time Section 2571 of the Education Code as amended by Section 1 of this act is repealed."

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 527—An act to add Section 15955.5 to the Education Code, relating to contracts by school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1580—An act making an appropriation to the Department of the California Highway Patrol for the payment of the judgment rendered against the State, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 2 of the title of the printed bill, after "payment", insert ", in compromise, of a portion".

Amendment No. 2

On page 1, lines 1 and 2, strike out "four hundred thousand dollars (\$400,000)", and insert "two hundred fifty thousand dollars (\$250,000)".

Amendment No. 3

On page 1, line 18, strike out "to pay", and insert "for expenditure by the State in the payment of such amount of".

Amendment No. 4

On page 1, line 19, after "case", insert "as may be agreed upon in a compromise between the parties to the action".

Amendment No. 5

On page 1, line 19, after "that", insert "such a compromise as to the payment of".

Amendment No. 6

On page 1, line 20, strike out "paid", and insert "reached".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Assembly Bill No. 141—An act to add Section 23428.11 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 396—An act to add Section 172.9 to the Penal Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 699—An act to amend Section 24076 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 905—An act to amend Section 11010 of the Government Code, relating to proration of costs of services provided by the State.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 4—An act to add Section 172g to, and to amend Sections 172e and 172f of the Penal Code, relating to sale of alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 709—An act to amend Section 24200.5 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

Assembly Bill No. 908—An act to amend Sections 20101, 20104, and 22810 of the Government Code, relating to medical and hospital care for state officers and employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1003—An act to amend Section 22793 of the Government Code, relating to medical and hospital care for state officers and employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 758—An act to amend Section 23091 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 398—An act to amend Section 25662 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 8, of the printed bill as amended in Assembly March 12, 1963, after "beverages", insert "in pursuance of the order of his parent or".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 789—An act to amend Section 16304.1 of the Government Code, relating to reversions of undisbursed balance of appropriations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "During", and insert "Whenever, during".

Amendment No. 2

On page 1, line 6, after "period," insert "the Director of Finance determines that the project for which the appropriation was made is completed and that a portion of the appropriation is not necessary for disbursements, such portion shall,".

Amendment No. 3

On page 1, line 6, strike out the second "the"; and strike out lines 7 and 8, and insert "revert to and".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1109—An act to amend Section 1944 of the Labor Code, relating to the employment of alien students as assistants and interns in state and county public social services training programs.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, after line 34, of the printed bill, insert

"SEC. 2. Section 1944 of the Labor Code is amended to read:

1944. This article shall not apply:

(a) To the employment as a member of the faculty or teaching force in public schools or in schools supported in whole or in part by the State, of any person who has declared his intention to become a citizen, or of any native-born woman of the United States who has married a noncitizen.

For purposes of the preceding sentence, a declaration of intention to become a citizen shall consist of either: (1) the declaration of intention to become a citizen of the United States, or petition for naturalization, or comparable document prescribed by federal law; or (2) an affidavit filed with, and in the form prescribed by, the State Board of Education, by an individual otherwise eligible for issuance of a public school certification document, declaring that he will, at the first opportunity at which the applicable federal law permits, file such a declaration of intention to become a citizen of the United States, petition for naturalization, or comparable document. In the event the State Board of Education determines that an individual who has filed under alternative (2) of the preceding sentence, has,

without good cause, failed at the first opportunity provided under federal law to file one of the specified documents prescribed by federal law, it shall forthwith revoke any public school certification documents issued to the individual.

(b) To any member of the faculty or teaching force or student body, *or to any professional librarian*, or to student assistants, of any college or university supported in whole or in part by the State.

(c) To any specialist or expert temporarily employed by any department of the State or any county, or city, and engaged in special investigation or teaching.

(d) In an emergency when it is necessary to protect life, health, or property against fire, flood, or other calamity.

(e) To the employment by a county of an intern or resident physician for services in the county hospital under an exchange arrangement with medical facilities in foreign countries.

(f) To any professional person who has declared his intention to become a citizen.

(g) To any professional librarian, other than a chief librarian, employed for not more than one year.

(h) To the employment by hospital districts or a county hospital or in a hospital or clinic operated by the University of California of professional persons actually licensed by the State of California.

(i) To the employment of persons in positions pertaining to the care and guidance of children in a child care program or the supervision of a child care program supported in whole or in part by the State, of any person who has declared his intention to become a citizen, or of a native-born woman of the United States who has married a noncitizen.

(j) To student assistants and interns in Department of Mental Hygiene training programs.

(k) *To student assistants and interns in Department of Social Welfare training programs in that department or in a county welfare department.*

SEC. 3. Section 2 of this act shall become operative only if the amendment to Section 1944 of the Labor Code as proposed by Assembly Bill No. 708 is enacted by the Legislature at its 1963 Regular Session, and in such case at the same time as Assembly Bill No. 708 takes effect."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1229—An act to add Section 25273 to the Vehicle Code, relating to flashing warning lights.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in the Assembly April 2, 1963, after "speed", insert "substantially".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 154—An act to amend Section 11102 of the Vehicle Code, relating to driving schools and instructors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation.

Amendment No. 1

On page 1, line 20, of the printed bill, after the word "school", insert "as a driving instructor".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 796—An act to amend Section 3516 of the Fish and Game Code, relating to imported game birds.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, strike out line 5, of the printed bill, as amended in Assembly March 14, 1963, and insert " , taking, and possession of exotic nonresident game birds.

The commission may adopt such regulations as it deems necessary to govern the inspection of resident game birds".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 841—An act to add Section 19.1 to the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

Assembly Bill No. 726—An act to amend Section 7150 of the Fish and Game Code, relating to fishing licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 725—An act to amend Section 3200 of the Fish and Game Code, relating to raising, importing, and selling domesticated game birds and mammals.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 213—An act to amend Sections 206, 207, 209, 212, 213, and 217 of the Fish and Game Code, relating to the Fish and Game Commission.

Bill read second time.

Motion to Re-refer Assembly Bill No. 213

Senator Cameron moved that Assembly Bill No. 213 be re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 741—An act to amend Section 8436 of the Fish and Game Code, relating to fresh water fish.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 750—An act to amend Section 7183 and 7184 of, and to add Section 7186 to, the Fish and Game Code, relating to California sport fishing licenses and Arizona and California special use stamps, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 751—An act to amend Section 5933 of the Fish and Game Code, relating to fishways.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 175—An act to add Section 2601.5 to the Welfare and Institutions Code, relating to indigent aid.

Bill read second time.

Motion to Amend

Senator Sturgeon moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 15, 1963, after "aid", insert "; and securing the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, strike out lines 16 and 17, and insert "based. No interest or carry-".

Amendment No. 3

On page 2, strike out lines 25 to 30, inclusive, and insert

"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

This act imposes various requirements and limitations on counties with respect to the enforcement of laws taken for county hospital care rendered by the counties. The act will make requirements and limitations uniform for all counties, and in order that this may be accomplished at the earliest possible date, it is essential that the act go into effect immediately."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 884—An act to amend Section 12002 of the Revenue and Taxation Code and to amend Section 1370 of the Insurance Code, relating to the taxation of insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bogovich, Bradley, Burns, Cameron, Christensen, Coley, Collier, Donahoe, Donnelly, Farr, Gaides, Gibson, Hainsdale, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Pittman, Quick, Rattigan, Rees, Roma, Schrade, Sedgwick, Sturgeon, Symons, Teale, Way, Weingard, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 970—An act to amend Section 35401 of the Vehicle Code, relating to vehicles.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Bogovich, Bradley, Burns, Cameron, Christensen, Coley, Collier, Donahoe, Donnelly, Gaides, Gibson, Hainsdale, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodde, Schrade, Stiern, Sturgeon, Symons, Teale, Way, Weingard, and Williams—33.

NOES—Senator Farr—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 934—An act to amend Section 21355 of the Vehicle Code, relating to stop signs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 8—An act to add Chapter 3.5 (commencing with Section 23900) to Part 7 of Division 11 of the Water Code, relating to irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Sturgeon Presiding

At 4.01 p.m., Senator Vernon L. Sturgeon of the 29th Senatorial District, presiding.

Senate Bill No. 779—An act to add Section 25373 to the Government Code, relating to places of historical interest.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 420—An act to amend Section 19563 of the Education Code, relating to school district public works.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Cameron, Christensen, Cobey, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 684—An act to amend Section 40003 of the Vehicle Code, relating to presentation of employers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

Ayes—Senators Arnold, Buehler, Ferguson, Bradley, Burns, Christensen, Cramer, DeLoe, Dwyer, Donnelly, Gaudin, Gibson, Hammond, Langerman, McAnen, Mervin, Miller, Nelson, Peterson, Peltier, Quinn, Rasmussen, Ross, Schmitt, Seeger, Smith, Starnes, Sturgeon, Symons, Teale, Way, Weingand, and Williams—21.
 Nays—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 208—An act to add Section 818 to the Civil Code, relating to servitudes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

Ayes—Senators Arnold, Christensen, Ferguson, Bradley, Burns, Cameron, Christensen, Cramer, DeLoe, Dwyer, Donnelly, Gaudin, Gibson, Hammond, Langerman, McAnen, Mervin, Miller, Nelson, Peterson, Peltier, Quinn, Rasmussen, Ross, Schmitt, Seeger, Smith, Starnes, Sturgeon, Symons, Teale, Way, Weingand, and Williams—21.
 Nays—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 746—An act to amend Section 558 of the Welfare and Institutions Code, relating to juvenile courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

Ayes—Senators Arnold, Buehler, Ferguson, Bradley, Burns, Christensen, Cramer, DeLoe, Dwyer, Donnelly, Gaudin, Gibson, Hammond, Langerman, McAnen, Mervin, Miller, Nelson, Peterson, Peltier, Quinn, Rasmussen, Ross, Schmitt, Seeger, Smith, Starnes, Sturgeon, Symons, Teale, Way, Weingand, and Williams—21.
 Nays—Senators Cameron, Rattigan, and Starnes—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 804—An act to amend Section 616 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

Ayes—Senators Arnold, Buehler, Ferguson, Bradley, Burns, Cameron, Christensen, Cramer, DeLoe, Dwyer, Donnelly, Gaudin, Gibson, Hammond, Langerman, McAnen, Mervin, Miller, Nelson, Peterson, Peltier, Quinn, Rasmussen, Ross, Schmitt, Seeger, Smith, Starnes, Sturgeon, Symons, Teale, Way, Weingand, and Williams—21.
 Nays—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 877—An act to amend Section 4850 of the Labor Code, relating to workers' compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

Ayes—Senators Arnold, Buehler, Ferguson, Bradley, Burns, Cameron, Christensen, Cramer, DeLoe, Dwyer, Donnelly, Gaudin, Gibson, Hammond, Langerman,

McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 40—An act to amend Sections 1, 4, and 5 of, and to add Sections 3.5, 3.6, 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8, 4.9, 4.10, 4.11, 4.12, 4.13, 4.14, 4.15, and 4.16 to, the Yolo County Flood Control and Water Conservation District Act (Chapter 1657, Statutes of 1951), relating to the Yolo County Flood Control and Water Conservation District.

Bill read third time.

Motion to Amend

Senator Geddes moved the adoption of the following amendment:

Amendment No. 1

On page 5 of the printed bill, as amended in Senate April 17, 1963, strike out line 4, and insert "has consented to such acquisition by resolution; provided, that with respect to the commencement of any action in eminent domain to acquire any parcel of property or interest therein within Lake County for the Cache Creek Project as generally described in the report to the district entitled "Feasibility Report on Proposed Cache Creek Project" dated February 1963, and prepared by McCreary-Koretsky Engineers-Clair A. Hill & Associates, Joint Venture Engineers, the foregoing requirement of consent shall be satisfied by one resolution of the Board of Supervisors of Lake County (whether adopted before or after the enactment of this amendment to the Yolo County Flood Control and Water Conservation District Act in the 1963 Session of the Legislature) providing generally for consent of said Board of Supervisors of Lake County to the acquisition of such property or interests therein as may be necessary in connection with the acquisition and construction of said Cache Creek Project, notwithstanding the fact that such resolution may be later rescinded, repealed, or amended".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 766—An act to amend Section 36 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), relating to the establishment of zones of the flood control district in Pleasanton or Murray Townships.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lazomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrade, Sedgwick, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 768—An act to amend Section 37 of the Alameda County Flood Control and Water Conservation District Act (Chapter 1275, Statutes of 1949), relating to annexation.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Donnelly, Farr, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rodda, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 406—An act to add Section 4305 to the Fish and Game Code, relating to deer, and declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Assembly Bill No. 406

Senator Cameron moved that Assembly Bill No. 406 be re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 662—An act to repeal Section 1365 of the Revenue and Taxation Code, relating to property taxation.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Gibson, Holmdahl, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Rodda, Schrader, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1169—An act to add Section 60328 to, to repeal Section 60338 of, and to amend Section 60350 of, the Water Code, relating to water replenishment districts.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, and Weingand—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 55—Relative to Dr. Lee A. DuBridge.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Lagomarsino, McAteer, McCarthy, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrader, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 797—An act to amend Section 588a of the Penal Code, relating to depositing injurious matter upon the highway.

Bill read third time, and presented by Senator McAtter.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAtter, McCarthy, Murdy, Nisbet, Petersen, Pittman, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1123—An act to amend Section 22350 of the Vehicle Code, relating to regulation of speed.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAtter, Murdy, Nisbet, Petersen, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1292—An act to amend Section 22103 of the Vehicle Code, relating to turning in a residence district.

Bill read third time, and presented by Senator Backstrand.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Geddes, Holmdahl, Lagomarsino, McAtter, Nisbet, Petersen, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1441—An act to amend Section 42005 of the Vehicle Code, relating to safety zone violations.

Bill read third time, and presented by Senator Backstrand.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Cameron, Christensen, Cobey, Collier, Donnelly, Geddes, Lagomarsino, McAtter, Nisbet, Petersen, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 557—An act to amend Section 1744.1 of the Code of Civil Procedure, relating to conciliation courts.

Bill read third time, and presented by Senator Donnelly.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Donnelly, Geddes, Lagomarsino, McAtter, McCarthy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 209—An act to add Section 8408.5 to the Elections Code, relating to county central committees.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Stiern, Sturgeon, Symons, Teale, Way, Weingand, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 828—An act to amend Sections 2923 and 2925 of the Revenue and Taxation Code, relating to property tax collection accountability by collectors and assessors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 829—An act to amend Sections 4219 and 4220 of the Revenue and Taxation Code, relating to payment of delinquent taxes in installments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 830—An act to amend Sections 4916 and 4925 of the Revenue and Taxation Code, relating to refund of overpayment of taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 831—An act to amend Section 9584 of the Business and Professions Code, relating to cleaning, dyeing and pressing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 354—An act to add Sections 1317 and 1324 to the Water Code, relating to the State Water Rights Board application procedure.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 50—Relative to the Civil War Centennial Commission.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 731—An act to amend Section 258 of the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Murdy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrade, Sedgwick, Short, Sturgeon, Symons, Teale, Way, Weingand, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 736—An act to amend Sections 1822, 1823 and 1824 of, and to add Section 1822.5 to, the Revenue and Taxation Code, relating to property taxation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Backstrand, Begovich, Bradley, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Geddes, Holmdahl, Lagomarsino, McAteer,

McCarthy, Miller, Mundy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrader, Seelye, Smith, Sullivan, Spence, Teale, Way, Wengert, and Williams—32.
None—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 987—An act to amend Section 6545 of the Business and Professions Code, relating to barbers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

Ayes: Seelye, Smith, Sullivan, Spence, Teale, Way, Wengert, and Williams—32.
Coxey, Collier, Dolwin, Donnelly, Goddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Mundy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrader, Seelye, Smith, Sullivan, Spence, Teale, Way, Wengert, and Williams—32.
None—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1221—An act to amend Section 12006 of the Business and Professions Code, relating to weights and measures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

Ayes: Seelye, Smith, Sullivan, Spence, Teale, Way, Wengert, and Williams—32.
Coxey, Collier, Dolwin, Donnelly, Goddes, Holmdahl, Lagomarsino, McAteer, McCarthy, Miller, Mundy, Nisbet, Petersen, Pittman, Quick, Rattigan, Rees, Schrader, Seelye, Smith, Sullivan, Spence, Teale, Way, Wengert, and Williams—32.
None—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1083—An act to amend Section 645 of the Vehicle Code, relating to transporters.

Objection Raised

Senator Burns objected to Assembly Bill No. 1083 being on the Calendar Calendar.

The President, in accordance with the provision of Joint Rule 22.2, ordered Assembly Bill No. 1083 to the second reading list.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1276: By Senator Rattigan.—An act to add Sections to the Fish and Game Code, relating to Tomales Bay area.

Referred to Committee on Fish and Game.

Senate Bill No. 1277: By Senator Williams.—An act to add Chapter 6 commencing with Section 41311 to Part 8, Division 12 of the Water Code, relating to the Kings River Water District.

Referred to Committee on Water Resources.

Senate Bill No. 1278: By Senator Lagomarsino (author: Assemblyman Hanson).—An act to add Sections 125, 126, 127, 128, and 129 to the Ventura County Flood Control Act (Chapter 14 of the Statutes of 1944 (Fourth Extraordinary Session)), relating to Ventura County Flood Control District.

Referred to Committee on Water Resources.

Senate Bill No. 1279: By Senator Lagomarsino (Coauthor: Assemblyman Hensen)—An act to amend Section 28115 of the Government Code, relating to compensation for public service in counties.

Referred to Committee on Local Government.

Senate Bill No. 1280: By Senator Lagomarsino (Coauthor: Assemblyman Hensen)—An act to amend Sections 73834, 73835, 73837.5, 73839, 74014, 74015, 74018, 74020, 74884, 74885, 74888 and 74890 of, and to add Sections 73832, 73833, 74012, 74013, 74882 and 74883 to, and to repeal Sections 73832, 73833, 74012, 74013, 74882 and 74883 of, the Government Code, relating to salaries of municipal court attachés in Ventura County.

Referred to Committee on Local Government.

Senate Bill No. 1281: By Senator Petersen—An act to add Sections 553 and 593 to the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 1282: By Senator Backstrand—An act to amend Section 10 of the Palo Verde Irrigation District Act (Chapter 452 of the Statutes of 1923), relating to the Palo Verde Irrigation District.

Referred to Committee on Local Government.

Senate Bill No. 1283: By Senator Geddes—An act to amend Section 28130 of the Government Code, relating to county officers.

Referred to Committee on Local Government.

Senate Bill No. 1284: By Senator Geddes—An act to amend Section 28129 of the Government Code, relating to county officers.

Referred to Committee on Local Government.

Senate Bill No. 1285: By Senator Arnold—An act to amend Sections 817 and 5080 of the Penal Code, relating to transportation of state prisoners.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1286: By Senators Christensen, Arnold, Rattigan, Teale, and Geddes—An act to add Section 19810 to the Business and Professions Code, relating to bread.

Referred to Committee on Business and Professions.

Senate Bill No. 1287: By Senators Christensen and O'Sullivan—An act to add Section 5011 to the Public Resources Code, relating to state parks.

Referred to Committee on Natural Resources.

Senate Bill No. 1288: By Senators Quick, Begovich, Lagomarsino, and Burns—An act to amend Section 459 of the Fish and Game Code, relating to deer hunts.

Referred to Committee on Fish and Game.

Senate Bill No. 1289: By Senator Farr—An act to amend Sections 25551, 25552, 25553, 37353, 38300 and 61600 of the Government Code, to amend Sections 5541, 5780.6 and 13070 of the Public Resources Code, and to amend Section 16463 of the Public Utilities Code, relating to golf courses.

Referred to Committee on Public Utilities.

Senate Bill No. 1290: By Senators Lagomarsino, Schrade, Pittman, and McCarthy—An act to amend Section 21960 to the Vehicle Code, relating to freeways.

Referred to Committee on Transportation.

Senate Bill No. 1291: By Senator Short—An act granting certain powers to the Stockton and East San Joaquin Water Conservation District, relating to water conservation.

Referred to Committee on Water Resources.

Senate Bill No. 1292: By Senator Short—An act to add Chapter 20 (commencing with Section 9800) to Division 3 of the Business and Professions Code, relating to the registration and regulation of electronic repair dealers, creating the Bureau of Electronic Repair Dealer Registration, prescribing its organization, power and duties, and making an appropriation therefor.

Referred to Committee on Business and Professions.

Senate Joint Resolution No. 21: By Senator Arnold—Relative to flood control.

Referred to Committee on Water Resources.

Senate Constitutional Amendment No. 24: By Senators Christensen and O'Sullivan—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 23 to Article XX, relating to oil and gas revenues received by the State.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 5.10 p.m., on motion of Senator McAtcer, the President declared the Senate adjourned until 3 p.m., Monday, April 22, 1963.

JOHN F. LEA, Minute Clerk

